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OFFICE OF THE INDEPENDENT COUNSEL

Date of transcription 2/4/98

THOMAS SCHICK, Executive Vice President, Corporate Affairs and Communications, AMERICAN EXPRESS, INC. (AE) was made available for interview by AE Corporate attorney, MARK BELNICK, at the AE Financial Center Tower, 200 Vesey Street, New York, NY. BELNICK and his associate JOYCE SZUYUN HUANG of the law firm PAUL, WEISS, RIFKIND, WHARTON and GARRISON, 1285 Avenue of the Americas, New York City, NY were present during the interview. All persons present were advised of the purpose of the interview and the official and personal identity of Investigator [REDACTED] and FBI Special Agent [REDACTED]. SCHICK thereafter provided the following information.

SCHICK has been employed with AE in his present position for the past 5 years and prior to that was employed by LEYMAN BROTHERS for 9 years.

SCHICK first heard of MONICA LEWINSKY sometime before the 16th of December 1997 when he received her resume from URSULA FAIRBAIRN, Executive Vice President for Human Resources and Quality for AE. At the time he received the resume from FAIRBAIRN, she indicated to him that the resume came from VERNON JORDAN and that SCHICK could expect a call from LEWINSKY because she had told LEWINSKY on the phone that SCHICK is the appropriate person to talk to within AE.

SCHICK informed his secretary GWYNN PHILBROOK that a person named MONICA LEWINSKY would be calling and that an interview needed to be scheduled.

On December 16, 1997 PHILBROOK received a telephone call from LEWINSKY and recorded the time of the call as 12:00 noon and wrote the following message from LEWINSKY.

"Spoke w/Ursie, uf suggested she call you:
she will be in DC next week-- would like to meet
with you when convenient"

Investigation on 1/29/98 at New York City, NY File # 29D-LR-35063

SA [REDACTED]
by CI [REDACTED] Date dictated 2/4/98

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Continuation of OIC-302 of Thomas Schick . On 1/29/98 . Page

SCHICK indicated that PHILBROOK was certainly aware that his schedule for the next week required him to be in Washington, D. C. and she probably recontacted LEWINSKY and set up the appointment for 11:00am on December 23, 1997. SCHICK does not recall talking with LEWINSKY prior to the interview in Washington.

The interview took place in the AE Governmental Affairs Office located at 801 Pennsylvania Ave. NW, Washington, D. C. as scheduled. The Senior Vice President in charge of Governmental Affairs is TIMOTHY DAVIS and he is a former employee of VERNON JORDAN's and the AKIN GUMP law firm. DAVIS was unaware of the scheduled interview, had never met LEWINSKY and had not been contacted by JORDAN concerning LEWINSKY.

SCHICK conducted the interview alone with LEWINSKY and the interview lasted approximately 45 minutes. SCHICK indicated that he had the resume with him and focused on LEWINSKY's education and her work experience at the Department of Defense. LEWINSKY talked very little about the WHITE HOUSE except on one occasion when asked about her work experience there. SCHICK did not ask about reasons for leaving any of her previous employments but does recall that LEWINSKY mentioned that she left the Pentagon job so that she could move to New York and work in the private sector. LEWINSKY mentioned that JORDAN was helping her find employment without giving any indication of why he was helping. She also indicated that her current employer would give her "high marks".

SCHICK recalls that he decided early in the interview that AE was not the kind of company suited for LEWINSKY and told her that she ought to be applying at companies such as HILL-KNOWELTON which was one of the largest Public Relations firm in the world. SCHICK offered to contact his friend at HILL-KNOWELTON. LEWINSKY inquired who he was going to contact at that company and SCHICK told her it was the CEO, HOWARD PASTER. LEWINSKY observed that was interesting because JORDAN was also intending to contact him. SCHICK concluded the interview and described it as being "unmemorable". LEWINSKY seemed to be very

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Continuation of OIC-302 of Thomas Schick . On 1/29/98 . Page 3

lacking in experience and was not particularly impressive.

SCHICK recalls that after the holidays, probably during the first week in January of 1998, he telephoned HOWARD PASTER and mentioned the names of two prospective employees to him, one of them was LEWINSKY's. PASTER indicated that it might be that JORDAN had tried to contact him about LEWINSKY, however he has only talked to KEN BACON about her. PASTER told him that BACON had called recommending LEWINSKY for employment during the last several days.

SCHICK has had no contact with JORDAN from before JORDAN contacted FAIRBAIRN up until the controversy was printed in the newspaper. One or two days after the newspapers first printed details about the President and LEWINSKY, SCHICK remembers that he was in Washington and decided to call JORDAN to tell him about the media inquiries that AE was receiving. SCHICK recalls that before he could finish his statement, JORDAN cautioned him to 1) tell the truth and 2) he would be making his own statement to the press about the situation. This was a very short conversation and occurred in the late morning.

SCHICK stated that he felt absolutely no pressure to hire LEWINSKY and never talked to JORDAN at any time during this process.

SCHICK is described as follows from observation and interview:

NAME:	Thomas Schick
SEX:	Male
RACE:	Caucasian
DOB:	1/31/47
SSAN:	[REDACTED]
RESIDENCE:	[REDACTED]
TELEPHONE:	[REDACTED]
EMPLOYMENT:	American Express, Inc.
TITLE:	Executive Vice President, Corporate Affairs & Communications

OIC-302a (Rev. 8-19-94)

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Continuation of OIC-302 of Thomas Schick, On 1/29/98, Page 4

TELEPHONE: [REDACTED]

OFFICE OF THE INDEPENDENT COUNSEL

Date of transcription 2/10/98

DEBRA ANNE SCHIFF, white, female, date of birth [REDACTED], Social Security Account Number [REDACTED], place of birth Hollywood, California, home address [REDACTED], [REDACTED], [REDACTED], home telephone number [REDACTED], cellular phone number [REDACTED], White House pager extension [REDACTED], work telephone number [REDACTED] was apprised of the official identity of the interviewing Agents and the nature of the interview. SCHIFF was interviewed at suite 300, Thomas Jefferson Street, Northwest, Washington, DC, the offices of CARY M. FELDMAN, SCHIFF's attorney. FELDMAN was present during the interview. SCHIFF provided the following information:

SCHIFF worked for Air Advantage during the 1992 Presidential campaign as a broker. From March of 1992 until November of 1992, SCHIFF logged more than three million miles in air travel. SCHIFF flew twenty to twenty-five days out of each month during the campaign.

SCHIFF advised that she first met MONICA LEWINSKY sometime in 1995, prior to LEWINSKY working at the White House. SCHIFF attended two parties where LEWINSKY's mother and aunt were present. One was at LEWINSKY's aunt's house in Warrenton, Virginia and the other was at a restaurant. SCHIFF advised that WALTER KAYE, a gentleman SCHIFF first met at the White House in 1994 and befriended immediately, invited SCHIFF to the parties. SCHIFF believes that MONICA LEWINSKY may have been present at one of these parties. SCHIFF described LEWINSKY's family as friendly but aggressive. LEWINSKY's mother may have said something to SCHIFF about MONICA LEWINSKY wanting to work at the White House.

SCHIFF had nothing to do with LEWINSKY obtaining her White House internship. SCHIFF has assisted one person, COURTNEY MONIE, SCHIFF's minister's daughter, obtain a White House internship.

SCHIFF advised she thought LEWINSKY was too aggressive as an intern. SCHIFF advised that most interns were shy and reserved. LEWINSKY dressed provocatively, wearing low-cut dresses and very short skirts. SCHIFF saw LEWINSKY with President WILLIAM JEFFERSON CLINTON on one occasion. SCHIFF

Investigation on 2/10/98 at Washington, DC File # 29D-OIC-LR-35063
 by SA [REDACTED]
 SA [REDACTED] Date dictated 2/10/98

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Continuation of OIC-302 of DEBRA SCHIFF, On 2/10/98, Page 2

recalls that LEWINSKY had only been working at the White House for a week or two and SCHIFF was at BETTY CURRIE's desk. SCHIFF recalls CLINTON saying "hi" to LEWINSKY, but does not think CLINTON knew who LEWINSKY was. SCHIFF does not recall working during the federal government shut-down of 1995.

SCHIFF advised she talked with EVELYN LIEBERMAN about LEWINSKY's inappropriate attire and LIEBERMAN advised she would look into it. SCHIFF advised that she may have had conversations with LIEBERMAN about other interns and staff members' attire, but those dealt mostly with people wearing jeans or t-shirts in the White House. SCHIFF has no specific recollection of another person in the White House dressing so provocatively that SCHIFF had to advise LIEBERMAN about.

SCHIFF was shocked when the LEWINSKY matter first hit the newspapers. SCHIFF never heard about a relationship between CLINTON and LEWINSKY. SCHIFF never cleared LEWINSKY into the White House. SCHIFF only recalls LEWINSKY visiting the White House on one occasion after LEWINSKY left employ there. SCHIFF recalls LEWINSKY attending a function in the Roosevelt Room or the South Lawn with her boss from the Pentagon.

SCHIFF advised it is not unusual for people to come to the West Wing and not go through SCHIFF. SCHIFF is not familiar with LEWINSKY's relationship with BETTY CURRIE.

SCHIFF has no idea how LEWINSKY got her job at the Pentagon.

SCHIFF was notified of her federal grand jury subpoena by CHERYL MILLS of the White House Counsel's office.

SCHIFF drew a sketch of the West Wing of the White House, concentrating on her immediate work area. The sketch is attached to this FD-302 and incorporated by reference. SCHIFF advised that there is a fax machine in the closet near her desk. SCHIFF advised that the closet is used as an office by intern CAROLINE SELF. SCHIFF advised that, on occasion, BETTY CURRIE uses that fax machine. SCHIFF advised that NANCY HERNREICH has a fax machine at her desk, but will not let anyone use it.

SCHIFF advised that SYLVIA MATTHEWS has a fax machine

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Continuation of OIC-302 of DEBRA SCHIFF . On 2/10/98 . Page 3

in her area and it is used by most people in the West Wing. SCHIFF does not know if JOHN PODESTA ever used the fax machine in SCHIFF's area.

SCHIFF was shown document "828-DC-00000012," a faxed copy of LEWINSKY's resume. This document is attached to this FD-302 and incorporated by reference. SCHIFF advised she has never seen the resume before in her life. SCHIFF also advised that she was mad that someone had faxed the resume from the fax machine in her area.

SCHIFF advised that BETTY CURRIE is her closest friend at the White House. SCHIFF is also friends with HEATHER MARABOUT, HEATHER NEW and STEPHANIE STREET.

SCHIFF advised she knows VERNON JORDAN, but is not a social acquaintance.

Monica S. Lewinsky

~~_____~~
~~_____~~
~~_____~~ (W) 703.697.9812

U14

Education:

Lewis and Clark College Portland, Oregon
 Bachelor of Science in Psychology May 1995

Experience:

Department of Defense The Pentagon Washington, D.C.
Confidential Assistant to the Assistant Secretary of Defense for Public Affairs
 April 1996 - present

Serve as principal assistant to the Assistant Secretary of Defense (ASD) for Public Affairs in support of his dual role as both Department of Defense spokesman and head of Department of Defense Public Affairs. Assist in preparing the ASD for bi-weekly press briefings. Interact with the national print and broadcast media on the ASD's behalf. Provide the ASD with timely updates of current media stories. Act as liaison with the offices of the Secretary, the White House, other Cabinet Secretaries and the National Security Council. Provide support to the Secretary of Defense and Assistant Secretary on frequent international travel which includes a contingent of traveling media. Handle the ASD's daily schedule and correspondence.

The White House Washington, D.C.

Staff Assistant to Director of Legislative Affairs Correspondence, November 1995 - April 1996
 Wrote drafts and correspondence for Staff Secretary's approval and ultimately the President's signature, which often required research of various Administration issues and policies. Coordinated mass mailings to Congress for the President and other Senior Administration officials. Processed and vetted all incoming mail to the President from Congress. Trained and supervised new interns on White House procedure and preparation of White House correspondence.

The White House Washington, D.C.

Summer Intern Office of the Chief of Staff, July - November 1995
 Drafted form letters and individual responses for the Chief of Staff's signature. Acted as a liaison for Chief of Staff's office to other White House offices, Cabinet agencies, and Congressional offices. Updated office manual. Supervised and coordinated intern and volunteer staff.

Metropolitan Public Defenders Portland, Oregon

Alternatives Staff, February - May 1995

Implemented new psychology expert reference techniques. Assisted attorneys in finding viable alternatives to prison for their clients. Directed clients in successful search for support, shelter, food and transportation. Updated files on resource materials.

Southeast Mental Health Network (Practicum) Portland, Oregon

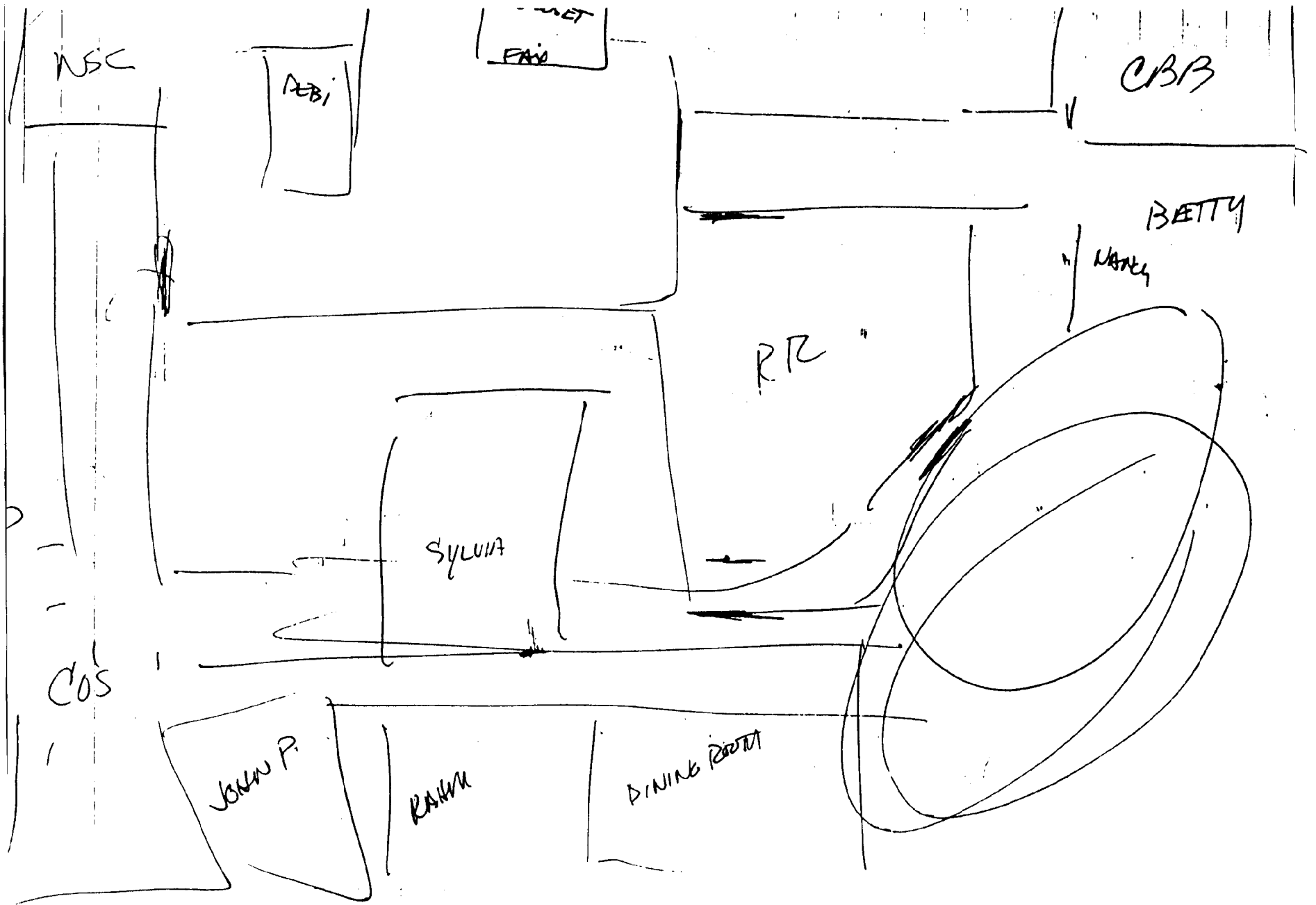
Socialization Staff Assistant, January - June 1994

Assisted staff in teaching socialization skills to mentally ill clients to ease their integration back into society. Updated clients' confidential reports. Coordinated fund raising to benefit extra-curricular theatre activities.

Additional Information:

828-DC-00000012

- TS-SCI Clearance: Current
- Proficient in Macintosh for Microsoft Word 6.0, WordPerfect for Windows 5.2, Quorum, and Infosys.



Dec 2/10/98

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OFFICE OF THE INDEPENDENT COUNSEL

Date of transcription 04/09/98

JAMIE BETH SCHWARTZ, white female, date of birth [REDACTED], place of birth [REDACTED], Social Security Account Number [REDACTED], currently resides at [REDACTED], home telephone number (201) [REDACTED]. SCHWARTZ was advised of the identity of the interviewing Agents and the purpose of the interview. SCHWARTZ was interviewed in the presence of her attorney, MICHAEL W. ROCHE, 300 Harmon Meadow Boulevard, Secaucus, New Jersey 07094. SCHWARTZ provided the following:

SCHWARTZ began work at the White House in January 1996, as a White House intern. SCHWARTZ was assigned to the White House Social Office where she worked as an assistant to Event Coordinator SARAH FARNSWORTH. SCHWARTZ was hired as a paid staff assistant in August of 1996, for the White House Administration Office (WHAO). SCHWARTZ's duties were basic clerical work, including typing, delivering memos, and answering the telephone, until January of 1997, when SCHWARTZ was promoted to Operations Manager with the WHAO. SCHWARTZ's new duties included attending to requests of the White House employees concerning telephone lines, computers, and physical plant. In April of 1997, SCHWARTZ was named Special Assistant to the Social Secretary in the White House Social Office (WHSO). SCHWARTZ worked for Social Secretary ANN STOCK, and managed the invitation lists for all events held at the White House. SCHWARTZ sent out invitations, insured guests would be admitted to the White House, and managed the invitation list on the day of the event. In September of 1997, ANN STOCK left as Social Secretary, and CAPRICIA MARSHALL took her place.

SCHWARTZ stated that all guests were required to give her their date of birth and Social Security Account Number, so that the guest could be cleared by the Secret Service and put on White House Visitors Access (WHVA) list. SCHWARTZ advised that Cabinet Members did not need WHVA clearance, and that at times White House employees who were pass holders would also be invited to White House events.

Investigation on 04/08/98 at Secaucus, New Jersey File # 29D-OIC-LR-35063
by SA [REDACTED]
SA [REDACTED] Date dictated 04/09/98

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Continuation of OIC-302 of JAMIE BETH SCHWARTZ . On 04/08/98 . Page 2

SCHWARTZ stated that she did not know MONICA LEWINSKY personally, but knew her by sight, and knew that she was in the Office of Legislative Affairs (OLA) as a paid staffer. In the summer of 1996, SCHWARTZ had a conversation with Lieutenant BRYANT WITHROW, a uniformed Secret Service guard assigned to the White House. WITHROW told SCHWARTZ that the unofficial reason that LEWINSKY was forced to leave her job at the White House was that LEWINSKY had been caught in the Oval Office in a "compromising situation" with President CLINTON. SCHWARTZ assumed "compromising situation" to mean sex of some kind, but WITHROW did not give a detailed description. A few weeks after this, Lieutenant MATT FRITCH, a uniformed Secret Service Guard, told SCHWARTZ the same thing. FRITCH told SCHWARTZ that LEWINSKY was forced to leave her job at the White House because she had been caught in a "compromising situation" with the President in the Oval Office. SCHWARTZ believed Oval Office to include the President's study, and the dining room area. SCHWARTZ advised that she did not share this story with anyone else, as she did not know what to make of it. However, SCHWARTZ, over time, came to trust both FRITCH and WITHROW.

Sometime after this, SCHWARTZ had a conversation with RAYMOND "TRIP" DONNELLY, III. DONNELLY had been given LEWINSKY's job at the OLA after LEWINSKY left. DONNELLY and SCHWARTZ had become friends. DONNELLY told SCHWARTZ that DONNELLY had been interviewed on a Wednesday, hired on Friday, and started work on Monday. DONNELLY then said this was because LEWINSKY had to leave the White House quickly, and that DONNELLY had a friend that recommended him. DONNELLY was friendly with TIM KEATING. SCHWARTZ advised that the official reason LEWINSKY was fired from the White House was that LEWINSKY was incompetent at her job at the OLA.

SCHWARTZ stated that when the KATHLEEN WILLEY story first appeared in the Washington Times, this generated talk within her peer group about WILLEY and LEWINSKY. At this time SCHWARTZ heard from someone that NANCY HERNREICH, Deputy Chief of Staff, had caught LEWINSKY and the President in a compromising position. SCHWARTZ could not recall who told her this. SCHWARTZ did recall speaking with CARMELIA "TUTTY" FAIRBANKS and Secret Service Lieutenant WITHROW about these matters at that time.

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Continuation of OIC-302 of JAMIE BETH SCHWARTZ, On 04/08/98, Page 3

SCHWARTZ advised that SCHWARTZ saw MONICA LEWINSKY at a White House Holiday Reception on either December 4 or December 5, 1997. The reception began at 6:00 p.m., and SCHWARTZ was the guest list manager. As such, SCHWARTZ was stationed at the East Visitor's Gate of the White House to allow the guests to enter. SCHWARTZ advised that as she waited for the guests to enter, WITHROW approached SCHWARTZ and asked her if she had put LEWINSKY on the guest list. SCHWARTZ replied, "No, she is the guest of someone." WITHROW then said, "We'll see what happens," and walked away. Also present at the East Visitors Gate was JEFF BOWMAN, a uniformed Secret Service guard who was acting as a Computer Assistant at that time. LEWINSKY entered as the guest of First Name Unknown [REDACTED] or [REDACTED], a white male, whom SCHWARTZ believed was some type of Chief of Staff at the Pentagon. SCHWARTZ stated that approximately 400 people entered to attend the Holiday Reception in the Diplomatic Reception Room of the White House. SCHWARTZ stated that after about an hour of checking guests in, SCHWARTZ left the East Visitors Gate and went to the ground floor of the West Wing, outside of the Diplomatic Reception Room.

Shortly after SCHWARTZ arrived, she was approached by WITHROW, who asked SCHWARTZ if she had seen "her." SCHWARTZ told WITHROW that SCHWARTZ had just arrived and had not seen LEWINSKY. WITHROW then left without saying anything else. Minutes later, SCHWARTZ was approached by a member of the Presidential Protection Detail (PPD) of the Secret Service. This unnamed white male asked SCHWARTZ if SCHWARTZ had seen "her." SCHWARTZ asked, "MONICA?" The PPD Agent replied, "Yes." SCHWARTZ told him that SCHWARTZ had just arrived. The PPD Agent then said, with fervor, "We have to find her before Mrs. CLINTON sees her." The PPD Agent then "raced" away. (Description of this PPD Agent at end of this FD-302.)

Immediately after the PPD Agent "raced" away, CAPRICIA MARSHALL entered the foyer outside the Diplomatic Reception Room where SCHWARTZ was standing. SCHWARTZ asked MARSHALL if MARSHALL knew who was there. MARSHALL rolled her eyes and said, "Yes," and went back inside the Diplomatic Reception Room. SCHWARTZ felt compelled to give MARSHALL a "heads-up" about the situation. Also present during these discussions was a voluntary Social Aid Military Officer. SCHWARTZ did not find out what happened with

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Continuation of OIC-302 of JAMIE BETH SCHWARTZ, On 04/08/98, Page 4

LEWINSKY at the reception after this. Some weeks later, WITHROW asked SCHWARTZ if SCHWARTZ had gotten in trouble because of LEWINSKY being at the reception, and SCHWARTZ told WITHROW that she had not. WITHROW stated to SCHWARTZ that he had not gotten into trouble either.

SCHWARTZ advised that SCHWARTZ had first seen LEWINSKY's name on the guest list on the morning of the reception. SCHWARTZ stated that she made a mental note of it, but did not tell anyone for a number of reasons. SCHWARTZ was very busy that day, and had a number of meetings to attend. SCHWARTZ also had not been given a reason to be alarmed by seeing LEWINSKY's name on a guest list.

SCHWARTZ stated she could recall three instances when she was notified to be wary of individuals invited to a White House event. On each occasion, THOMAS JANENDA, Chief of Staff's Office (COSO), requested that SCHWARTZ tell JANENDA how the person responded to an invitation. SCHWARTZ recalled that one individual was [REDACTED], whose attendance at a White House function was deemed as politically embarrassing because of business deals [REDACTED] had been involved in. SCHWARTZ advised this occurred on two other occasions, but she could not remember the names of the individuals involved.

SCHWARTZ advised that sometime around the end of December 1997 or January 1998, SCHWARTZ had a conversation with JEFF BOWMAN. BOWMAN told SCHWARTZ that he had heard a story about a recent incident in which a Secret Service uniformed Sergeant, on detail at the Northwest Gate of the White House, was approached by MONICA LEWINSKY. According to the story, LEWINSKY told the Sergeant that she was a guest of BETTY CURRIE and the Sergeant called CURRIE to confirm this. BOWMAN told SCHWARTZ that the Sergeant then told LEWINSKY to go wait in the lobby and "take a number." LEWINSKY found this comment to be rude and told the President about it. According to the story, the President called the Sergeant over, told the Sergeant to get his supervisor, and then told the Sergeant and his supervisor that he was very upset with the way LEWINSKY was treated. BOWMAN also told SCHWARTZ that ELEANOR MONDALE had also been a guest of the President that day, and that was why the Sergeant told LEWINSKY to take a number.

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Continuation of OIC-302 of JAMIE BETH SCHWARTZ, On 04/08/98, Page 5

SCHWARTZ stated that she did not talk about her testimony with MICHELLE PETERSON, of the White House Counsel's Office. PETERSON told SCHWARTZ that the Office of the Independent Counsel wanted to interview SCHWARTZ, and that SCHWARTZ should not talk to PETERSON about her testimony.

The following is a description of the unnamed PPD Secret Service Agent:

Sex:	Male
Race:	White
Height:	Medium
Weight:	Average
Build:	Medium
Age:	30's
Hair:	Medium brown (short, wiry)
Supervisor:	A.T. Last Name Unknown, in charge of the First Lady's Protection Detail

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

In re:

GRAND JURY PROCEEDINGS

Grand Jury Room No. 3
United States District Court
for the District of Columbia
3rd & Constitution, N.W.
Washington, D.C. 20001

Tuesday, May 19, 1998

The testimony of JAMIE SCHWARTZ was taken in the
presence of a full quorum of Grand Jury 97-2, impaneled on
September 19, 1997, commencing at 3:56 p.m. before:

SOLOMON WISENBERG
Deputy Independent Counsel
MARY ANNE WIRTH
JAMES CRANE
Associate Independent Counsel
Office of Independent Counsel
1001 Pennsylvania Avenue, Northwest
Suite 490 North
Washington, D.C. 20004

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1 of Columbia and the grand jury is investigating, among other
2 things, possible violations of federal criminal law,
3 including perjury, possible subornation of perjury and
4 witness tampering related to the case of Jones v. Clinton.
5 Do you understand that?

6 A Yes, I do.

7 Q And you have a lawyer with you today? Is that
8 correct?

9 A Yes, I do.

10 Q What is his name?

11 A Michael Roche.

12 Q Is that R-o-c-h-e?

13 A Correct.

14 Q You understand he cannot be in here with you, but
15 if you have a question about anything you may go out at any
16 time. Do you understand?

17 A Yes.

18 Q Do you understand that you have privilege against
19 self-incrimination?

20 A Yes, I do.

21 Q Do you understand what that is?

22 A Yes.

23 Q Anything you say can be used against you. Do you
24 understand that?

25 A Yes.

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PROCEEDINGS

1 Whereupon,

2 JAMIE SCHWARTZ

3 was called as a witness and, after having been duly sworn by
4 the Foreperson of the Grand Jury, was examined and testified
5 as follows:

6 EXAMINATION

7 BY MR. WISENBERG:

8 Q Would you state your name for the record, please?

9 A Jamie Schwartz.

10 Q And how do you spell Schwartz?

11 A S-c-h-w-a-r-t-z.

12 Q Ms. Schwartz, my name is Sol Wisenberg. I'm with
13 the Office of Independent Counsel, I'm an attorney with that
14 office, and this is Ms. Wirth, who will be doing the
15 questioning of you. She's an attorney with our office.
16 Jim Crane just walked in, he's an attorney with our office.
17 This is the grand jury court reporter and the members of the
18 grand jury.

19 I'm going to briefly go over your rights and
20 responsibilities as a grand jury witness. When I ask you for
21 a response, I'll ask for an audible response, okay?

22 A Yes.

23 Q First of all, this is a federal grand jury

24 impaneled by a United States District judge for the District

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1 Q And you know that you are under an obligation to
2 tell the truth?

3 A Yes.

4 Q And that you have to answer the questions
5 truthfully?

6 A Yes.

7 Q You're aware if you were to not tell the truth that
8 it would mean there could be perjury charge. You understand
9 that?

10 A I understand that.

11 Q Now, we are all bound by an oath of secrecy. There
12 are certain exceptions which I won't go into, but, by and
13 large, it means we can't go and blab about what goes on here
14 in the grand jury today unless the law allows us to or unless
15 a judge allows us to. Do you understand that?

16 A I do understand that.

17 Q But you are not so bound. That's up to you and
18 your attorney whether or not you talk about what went on here
19 today. Do you understand that?

20 A I do understand that.

21 Q All right. We have several categories of people
22 who testify in front of a grand jury. Some people are
23 targets. That means those are people who are probably going
24 to be indicted. You're not a target. Do you understand
25 that?

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<p>1 A I do.</p> <p>2 Q Then we have subjects and witnesses. A subject is</p> <p>3 a person who is not quite at target status, but the grand</p> <p>4 jury has concerns about them. You are not a subject. Do you</p> <p>5 understand that?</p> <p>6 A I do understand.</p> <p>7 Q And a witness is a person who just has information</p> <p>8 the grand jury wants to hear about. Do you understand that?</p> <p>9 A I do.</p> <p>10 Q You are a witness. Do you understand that?</p> <p>11 A I do.</p> <p>12 Q We can't promise you you'll always be a witness,</p> <p>13 that you could never be a target. We can't make that</p> <p>14 promise. You understand that?</p> <p>15 A I do.</p> <p>16 Q These are informal distinctions, witness, subject</p> <p>17 target, that have been made over time. Do you understand</p> <p>18 that?</p> <p>19 A I do understand.</p> <p>20 Q All right. If there's any question I ask that is</p> <p>21 not clear or that Ms. Wirth asks which is not clear, please</p> <p>22 let us know and we will re-ask it.</p> <p>23 A Absolutely.</p> <p>24 Q Do you understand your rights and responsibilities</p> <p>25 as a grand jury witness?</p>	<p>1 A Yes, I was.</p> <p>2 Q And when did you begin your work as an intern?</p> <p>3 A Mid January of 1996.</p> <p>4 Q And what office were you assigned to as an intern?</p> <p>5 A The social office.</p> <p>6 Q And how long did you work there as an intern?</p> <p>7 A Until I was hired by the White House at the end of</p> <p>8 July of '96 and then my paperwork went through August 1st and</p> <p>9 that's when I was on payroll.</p> <p>10 Q All right. And you began working, you said, in</p> <p>11 August of '96 with what office? I'm sorry.</p> <p>12 A Office of Administration.</p> <p>13 Q All right. And what was your role there?</p> <p>14 A I was a staff assistant, primarily responsible for</p> <p>15 clerical duties, phone answering, support to some of the</p> <p>16 senior level people in my office.</p> <p>17 Q And how long did you hold that job?</p> <p>18 A I left that office in April of '97.</p> <p>19 Q And what job did you get after that?</p> <p>20 A I became special assistant to the social secretary,</p> <p>21 which was the position I left in the social office.</p> <p>22 Q And who was the person you were special assistant</p> <p>23 to?</p> <p>24 A Ann Stock.</p> <p>25 Q And did there come a time when she left her job</p>
Page 6	Page 8
<p>1 A I do.</p> <p>2 MR. WISENBERG: All right. I'll hand you over to</p> <p>3 Ms. Wirth for questioning.</p> <p>4 BY MS. WIRTH:</p> <p>5 Q Can you tell us how old you are?</p> <p>6 A I'm 23.</p> <p>7 Q And where do you presently reside by state and</p> <p>8 city?</p> <p>9 A In Hackensack, New Jersey.</p> <p>10 Q Okay. And are you currently employed?</p> <p>11 A No, I'm not.</p> <p>12 Q Okay. And when were you last employed?</p> <p>13 A March 6th was the last date of my employment.</p> <p>14 Q March 6th of '98?</p> <p>15 A Yes.</p> <p>16 Q And what did you do?</p> <p>17 A I worked in the White House social office.</p> <p>18 Q And for how long had you been an employee of the</p> <p>19 White House?</p> <p>20 A I was hired on August 1, 1996.</p> <p>21 Q And in what capacity?</p> <p>22 A I was first hired as a staff assistant in the</p> <p>23 Office of Administration.</p> <p>24 Q Okay. And prior to that, had you been an intern in</p> <p>25 the White House?</p>	<p>1 social secretary?</p> <p>2 A Yes.</p> <p>3 Q When did that occur?</p> <p>4 A She left in September of that year, of '97.</p> <p>5 Q And who took her job?</p> <p>6 A Capricia Marshall.</p> <p>7 Q And did you function as Ms. Marshall's assistant</p> <p>8 for a while?</p> <p>9 A Mm-hmm.</p> <p>10 Q Until you left?</p> <p>11 A Yes.</p> <p>12 Q Why did you leave the White House?</p> <p>13 A I wanted to relocate. My family is from New Jersey</p> <p>14 and I wanted to go back.</p> <p>15 Q Okay. All right. Now, did you know Monica</p> <p>16 Lewinsky?</p> <p>17 A No.</p> <p>18 Q Had you ever seen her?</p> <p>19 A Once.</p> <p>20 Q Where did you see her?</p> <p>21 A In the White House.</p> <p>22 Q Do you remember where?</p> <p>23 A It was passing in a hallway and I didn't really</p> <p>24 think anything of it. I don't remember the exact location.</p> <p>25 Q Was it in the East Wing, West Wing?</p>

Page 9	Page 11
<p>1 A I believe it was in the West Wing. It was 2 definitely on that side of the house. 3 Q And did you know who she was by name? 4 A I did not know her at that time by name. 5 Q Why does that stick out in your mind? 6 A Because later on when I became familiar with who 7 she was, I had remembered, oh, I had seen that person. 8 Q Was she working in the White House at the time? 9 Do you know? 10 A I believe so. You know, we all have passes in the 11 White House and they're sort of demarked by color, so, you 12 know, the color of her pass would lead me to believe that, 13 but interns can have colored passes. 14 Q What color was her pass that day? 15 A Blue, I believe. 16 Q And that denotes a permanent employee? 17 A It can denote an intern or a permanent volunteer as 18 well. 19 Q Okay. Now, did there come a time when you heard 20 that she had left the White House, that she no longer worked 21 there? 22 A Yes. 23 Q And do you remember how you came to learn that? 24 A I came to learn it two ways. I heard sort of a 25 rumor or unofficial version of the story and I also heard an</p>	<p>1 A At the time, he was a sergeant in the Uniformed 2 Division, assigned to the Special Operations section. 3 BY MR. WISENBERG: 4 Q How do you spell his last name? 5 A I think it's F-r-i-t-c-h. 6 BY MS. WIRTH: 7 Q All right. And do you remember how the subject 8 came up with him? How he came to tell you about Monica and 9 why she was fired from the White House? 10 A I don't remember the exact course of the 11 conversation. Of course, it was a while ago. But an 12 innuendo had been made about sort of the President and 13 flirtation and then this story sort of evolved from there 14 and snowballed. 15 Q Were others present when he told you this? 16 A When he told me the story of unofficially why she 17 left? No. But others were present at a time when there was 18 sort of gossip and kidding around about the flirting. 19 Q Okay. Now, do you remember when he told you this? 20 When Matt Fritch told you what you just told us? 21 A The timeframe, you mean? 22 Q In relation to when she was fired. 23 A It was definitely afterwards and I believe it was 24 somewhere in March of '96, but I can't be certain that that's 25 the exact time.</p>
Page 10	Page 12
<p>1 official version of the story as to why she left. 2 Q Which did you hear first? 3 A I believe I heard the unofficial version first. 4 Q What did you hear? The unofficial version. 5 A The unofficial version I heard was that she was 6 abruptly asked to leave because she was found in a 7 compromising position with the President. 8 Q All right. And who did you hear that from? 9 A I heard it from several people at different times 10 and so I would have to say more than one person but I did 11 hear it from some Secret Service officers. 12 Q Okay. Just try to keep your voice up. 13 A Secret Service officers. I'm sorry. 14 Q Okay. And how many? 15 A How many officers did I hear it from? Two. 16 Q And what are their names? 17 A Matt Fritch and Bryant Withrow. 18 Q And do you remember which one you heard it from 19 first? 20 A Matt Fritch. 21 Q And did you have a social relationship with 22 Mr. Fritch? 23 A Yes. 24 Q And do you know what his position in the White 25 House was, what his job was?</p>	<p>1 Q And what exactly, to the best of your memory, do 2 you remember that he said to you about why she was fired? 3 A He basically told me exactly that, that she was 4 found in a compromising position with the President and I 5 didn't ask any questions, I didn't feel that it was 6 appropriate for me to ask, so I didn't -- you know, I didn't 7 ask for details or anything of that nature. 8 Q Did he ever tell you how he knew that? 9 A He insinuated that he knew because another officer 10 who was posted outside of the Oval Office was a witness to 11 that, I guess. 12 Q When you say insinuated, did he say that or -- 13 A He didn't say to me, you know, "Joe told me exactly 14 on this date that this had happened." He sort of made a 15 reference to it and said, "You know, I have a friend who was 16 posted at this post." 17 Q Did he tell you the friend's name? 18 A He did not. 19 MR. CRANE: Can I ask one question, Ms. Wirth? 20 MS. WIRTH: Yes. Sure. 21 BY MR. CRANE: 22 Q It may be kind of obvious, but how did you 23 understand the term -- what did you understand, ma'am, the 24 term compromising position to mean? 25 A I understood it to mean, without asking for</p>

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Page 15

1 clarification, that it was some sort of inappropriate
 2 physical act.
 3 BY MS. WIRTH:
 4 Q Did he tell you specifically where this had
 5 occurred?
 6 A In the Oval Office.
 7 Q Did he define it more?
 8 A No, he said the Oval and at the White House, the
 9 Oval is a generic term used for the sort of suite that the
 10 actual Oval is and then there's a study and a private dining
 11 area off of the Oval, but we call that whole sort of compound
 12 area the Oval, so I don't know the specifics as to which
 13 location in the Oval.
 14 Q Did you discuss this with Mr. Fritch on more than
 15 one occasion or just the one time?
 16 A No. The one time that he did tell me and then I
 17 never brought it up again.
 18 Q Did you ever tell anybody that he had told you
 19 this?
 20 A No.
 21 Q Did anybody else ever tell you this besides
 22 Mr. Fritch?
 23 A Yes.
 24 Q Who?
 25 A Bryant Withrow.

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1 Q And he is also a Secret Service employee?
 2 A Yes, he's a lieutenant.
 3 Q Is he also uniformed?
 4 A He is uniformed.
 5 A JUROR: May I have the last name again?
 6 THE WITNESS: Bryant Withrow.
 7 BY MS. WIRTH:
 8 Q W-i-t-h-r-o-w? Right?
 9 A Yes.
 10 BY MR. WISENBERG:
 11 Q Bryant?
 12 A Bryant. Yes. With a t.
 13 BY MS. WIRTH:
 14 Q B-r-y-a-n-t. Is he Mr. Fritch's supervisor?
 15 A At the time Matt worked for Bryant, yes, but
 16 Matt subsequently got transferred and was no longer under
 17 Bryant.
 18 Q Did you also have a social relationship with
 19 Mr. Withrow?
 20 A Yes.
 21 Q Did you have a closer relationship with either of
 22 those two?
 23 A Matt.
 24 Q Matt was the closer?
 25 A Mm-hmm.

1 Q Now, what did Bryant Withrow tell you?
 2 A This was at a later time than Matt had told me.
 3 Q How much later?
 4 A Gosh, I would have to think at least a couple of
 5 months, if not almost a year. It was definitely -- it was
 6 certainly after Matt had left the Special Operations section,
 7 so that would put it at least, I believe, in September that
 8 he left Special Operations, so at least a couple of months.
 9 And he had also not made a direct link. He had also
 10 insinuated something. And, again, I didn't ask for details
 11 or sort of question further.
 12 Q How did that come up with Bryant Withrow?
 13 A It was actually in sort of a jesting conversation.
 14 You know, occasionally Secret Service goes on the road,
 15 travels with the President and/or First Lady, you know,
 16 whatever the case may be. And sort of innuendo was made
 17 to how agents on the road can sort of be a little bit
 18 philandering and what not and Bryant made a comment to the
 19 sort of extent of, "Well, you know, they're not the only
 20 ones." And it sort of snowballed into a conversation of the
 21 President and his activities.
 22 Q And do you remember what Mr. Withrow said to you
 23 about Monica Lewinsky?
 24 A All he said is, "You know the name Monica, right?"
 25 And I said, "Yes." And that was the extent of the

Page 1

1 conversation. It didn't go further than that.
 2 Q So it was by implication that he was discussing --
 3 A Yes.
 4 Q -- what type of behavior involving Monica?
 5 A Sexual behavior.
 6 Q Did he say with who she was sexually involved?
 7 A The implication when he asked me if I knew her name
 8 I took it to mean the President. He never articulated that
 9 to me directly.
 10 Q Okay. You took it to mean that because he said
 11 there are others?
 12 A Yes. Exactly.
 13 Q Or they're not the only ones?
 14 A Right.
 15 Q Okay. All right. And has anybody else told you
 16 about a relationship between Monica and the President other
 17 than these two Secret Service employees that you've told us
 18 about?
 19 A Never mentioned it to me directly. No.
 20 Q Okay. And when you mentioned earlier that there
 21 was some sort of gossip about flirtation and someone, did
 22 that occur before you found out what you found out from Matt
 23 Fritch or afterwards?
 24 A After.
 25 Q Okay. And what was the context of that?

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Page 19

1 A Just -- I couldn't really put it in a context.
 2 It's sort of being there and being engulfed in the situation,
 3 you just sort of hear things and let them roll off your back,
 4 I guess, is the best way to put it. It's not really
 5 something I paid close attention to.
 6 Q Is this one particular instance that you're
 7 thinking of?
 8 A No.
 9 Q No? Just general gossip?
 10 A Just general gossip. Exactly.
 11 Q Any particular person you can think of who said
 12 anything specific?
 13 A Not besides those two that I mentioned. I mean,
 14 there was a later date, after this story had come out.
 15 Q Who is Raymond Trip Donnelly?
 16 A He is the person that took Monica Lewinsky's job at
 17 the White House, to my knowledge.
 18 Q At the Office of Legislative Affairs?
 19 A Yes.
 20 Q Is he a friend of yours?
 21 A Yes.
 22 Q And what did he tell you, if anything, about how he
 23 got Monica's job?
 24 A I became friends with Trip quite a time after
 25 Monica had left the White House.

Page 18

1 Q And Trip is a nickname?
 2 A Yes. He's Raymond Donnelly, III and so he goes by
 3 Trip as triplet or, you know, the third. Pretty clever. It
 4 took me a year to figure it out. But I had become friends
 5 with him some time after she had left the White House and as
 6 our friendship evolved, we spent a little bit more time out
 7 socially after work, getting a drink or what not, and we were
 8 talking about how we were, you know, hired at the same time
 9 or around the same time.
 10 And that's how the conversation evolved, "Oh, when
 11 were you hired?" And "I was hired at this date." And I
 12 said, "Oh, you know, who did you replace?" Because that's
 13 sort of a big thing at the White House, who left, you know,
 14 whose job did you take? And so he told me that he took
 15 Monica Lewinsky's job and it was a pretty fast hiring
 16 process.
 17 Q What did he tell you about how quickly he was
 18 hired?
 19 A It was in a matter of days. I would say -- and,
 20 again, I don't know the dates definitively, but it was
 21 something to the nature of, you know, he was interviewed on a
 22 Tuesday, hired on a Wednesday and came to work on a Monday or
 23 something of that nature. Or hired on Wednesday and came to
 24 work Friday. But very quickly. A lot more expeditiously
 25 than a lot of other people are hired at the White House.

1 Q And where had he worked before he took Monica's
 2 job?
 3 A I do not know that.
 4 Q Was he in OLA? In the Office of Legislative
 5 Affairs?
 6 A To my knowledge, I don't know. We didn't really
 7 discuss it. I believe he was not at the White House prior to
 8 his being hired in the Office of Legislative Affairs.
 9 Q Did he tell you who hired him?
 10 A He didn't tell me who hired him.
 11 Q Did he tell you if anyone recommended him?
 12 A Well, I know that Tim Keating was involved in that
 13 because he was the staff director at the time in the Office
 14 of Legislative Affairs, so he as the staff director has a lot
 15 of input and decision making power in that capacity. If you
 16 were to ask me to hedge a guess, I would say that Tim Keating
 17 was definitely involved in that, but I don't know that
 18 firsthand.
 19 Q Is Mr. Keating a friend of Mr. Donnelly's?
 20 A To my knowledge, yes.
 21 Q And do you know that because Mr. Donnelly told you
 22 that?
 23 A I know that just from seeing them at the White
 24 House together and sort of -- you know, comradery and out
 25 socially.

Page 20

1 Q Do you know whether Mr. Donnelly knew Mr. Keating
 2 before he took the job at the Office of Legislative Affairs?
 3 A I do not know that.
 4 Q Did Mr. Donnelly ever tell you anything about why
 5 Monica Lewinsky left the White House?
 6 A He told me that he knew the unofficial version of
 7 the story or the rumor version of the story, but he was told
 8 initially when he was hired that it was because she was not
 9 performing to the level that her supervisors had anticipated
 10 or had wanted her to, I guess.
 11 Q Then that was the official story he told you?
 12 A Yes. That's what he was told.
 13 Q Did he tell you who told him that?
 14 A He did not.
 15 Q Is that the only person that you've heard the
 16 official story from, Mr. Donnelly?
 17 A Yes. Besides hearing it on the news in January.
 18 Q Okay. And did Mr. Donnelly ever tell you any
 19 unofficial story as to why she was fired, why Monica was
 20 fired?
 21 A He never told me directly. He insinuated that he
 22 knew the unofficial story.
 23 Q How did he do that?
 24 A We were having a conversation about something of
 25 that nature, being on the road or whatever, and a friend of

Page 21

Page 23

1 ours actually -- a friend of his, someone I knew by name and
2 the name escapes me now, but had gone to the Pentagon and he
3 said something to the effect of, "Oh, like Monica."

4 And I said -- you know, I sort of just shrugged it
5 off and didn't really pursue it any further and he said,
6 "Well, you know the story about why she really left." And I
7 said, "Well, I've heard rumors. I didn't witness anything
8 myself, so, you know, I can only say that I heard the
9 rumors." He said, "Oh, yeah. I heard the rumors, too."

10 Q Is he still working there, by the way,
11 Mr. Donnelly?

12 A To my knowledge, yes. The last time I was there,
13 again, was in March.

14 Q Did you ever hear anything about any specific
15 person in the White House catching Monica and the President
16 together or finding them together?

17 A Yes.

18 Q What did you hear?

19 A I heard that Nancy Hernreich caught them together
20 in the Oval Office.

21 Q And do you remember who you heard that from?

22 A I believe Matt was one of the people that told me,
23 but I know I heard it from another source and I don't know,
24 I don't remember who it was.

25 Q Was it somebody in the White House that you heard

Page 22

1 it from?

2 A Yes.

3 Q Do you know if the source you heard it from in
4 addition to Matt was somebody in the Secret Service or
5 someone who was just an employee in the White House?

6 A I believe it was just an employee. Later on, I
7 heard it from another Service officer, but that was much
8 after I had initially heard it from Matt.

9 Q Who was the other person that you heard it from?

10 A An officer named Jeff Bowman.

11 Q And is he a Secret Service Uniformed person?

12 A He's Uniformed.

13 Q And did you hear it from him while you were still
14 working at the White House?

15 A Yes, I did.

16 Q How did that come up?

17 A It came up after a conversation related to an
18 incident that occurred in December of '97 and Monica Lewinsky
19 came to the White House in December of '97 and in January we
20 were talking about, you know, whatever was going on in the
21 news --

22 Q We is you and Bowman?

23 A Yes. And he said, "Well, you know the original
24 story, right?" And I said -- you know, I sort of agreed, and
25 I said, "Yeah, I know." And he said, "You know, Nancy was

1 the one that found them." And I said, "I've heard that, but
2 you know, I don't really know."

3 Q Do you know what Mr. Bowman's post is?

4 A He's assigned to Special Operations section, while
5 is the tour officers.

6 Q And that was where Mr. Fritch and Mr. Withrow were
7 as well?

8 A Yes.

9 Q Okay. Now, you said that Monica had come to the
10 White House in December of '97.

11 A Yes.

12 Q Was that for a function?

13 A Yes.

14 Q And what function was that?

15 A I believe it was the December 5th holiday reception
16 and, again, I can't recall definitively, but it seems to
17 stick in my mind that that's when it was. And it was one
18 of the standard holiday receptions that the President and
19 First Lady host. There were four of them. And they could
20 have anywhere from 300 to 600 people there, with a mixed
21 variety of people on the invitation list.

22 MR. WISENBERG: Page 120 on your chron.

23 BY MS. WIRTH:

24 Q And what was your role, if any, that night?

25 A In my assignment in the social office, my primary

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1 role was to liaison with Secret Service and be down at the
2 gate as guests were admitted into the White House and
3 troubleshoot and make sure that they were sort of taken care
4 of and accommodated and what not. And if there were any
5 security problems with getting their clearance taken care of,
6 I would handle that as the staff member in charge of the
7 gate.

8 Q Did you have a guest list in your possession?

9 A Yes, I did.

10 Q For how long had you had the guest list before the
11 event?

12 A We do an invitation list anywhere from three weeks
13 to one week out, ideally. We like to get it done as early as
14 possible, but sometimes, of course, there are late additions.
15 On these particular receptions, because they are so big and
16 because invitations do get dropped so late, up until the
17 night of -- I mean, until 4:00 in the afternoon we're
18 receiving responses.

19 We're also calling people to see if they'll be
20 coming so that they won't be hassled at the gate. You know,
21 they'll be on the list already.

22 The particular list for that event was compiled
23 very late in the day because we did not have all the
24 responses that we needed. We added to it very late in the
25 day as well. It was not even in its complete form when I

Page 25

1 opened the gate.

2 Q And this is what gate you were stationed at?

3 A The east visitors gate, which is between the East
4 Wing and the Treasury building.

5 Q And had you seen Monica's name on the guest list?

6 A I did. I saw it late that afternoon, if not that
7 evening, somewhere in the neighborhood of four or five
8 o'clock.

9 Q And was she accompanying someone else to this
10 event?

11 A Yes. She was the guest of somebody.

12 Q Do you remember who that was?

13 A I believe his name was [REDACTED]
14 Again, definitively, I can't remember. And he is also
15 stationed or works at the Pentagon. Or at that time worked
16 at the Pentagon. I don't know what he does now or where he
17 is.

18 Q Okay. Now, for about how long were you stationed
19 at the east gate?

20 A I would say at least an hour to an hour and a half.

21 Q Okay. And did you see Mr. Withrow that night?

22 A Yes, he was at the gate.

23 Q And did he say anything to you?

24 A When I got to the gate, he asked me if I had seen
25 her name on the list and I said yes.

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1 Q Okay. And did he say anything else?

2 A The conversation was very quick and abrupt because
3 I didn't really want to get into details with him. He said,
4 "Did you see her name on the list?" I said, "Yes." He said,
5 "Did you put her on there?" And I said, "No, she's the guest
6 of somebody." Or something to that nature. And that was the
7 extent of it. Officer Bowman was also party to that
8 conversation. He was in the vicinity and overheard it.

9 Q Did Mr. Withrow say to you anything like "We'll see
10 what happens"?

11 A Yes, he did later on. As we opened the gate, he
12 said -- I believe it was actually while she was walking in or
13 approaching the gate, he said, "We'll just see what happens."

14 Q Okay. And did you understand what he meant by
15 that?

16 A I took an implied meaning. I didn't -- and I
17 thought it to mean, you know, when she actually sees the
18 President or when he sees her.

19 Q Okay. Now, did Mr. Withrow ask you whether you had
20 seen Monica at some point?

21 A Later on, once the gate had closed, I had gone
22 inside, and that's when he approached me inside.

23 Q When you say inside, you mean inside the White
24 House?

25 A Inside the White House. Sorry.

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1 Q And did you actually go to the party at that point?

2 A Yes. I was on the ground floor of the White House,
3 which is where the receiving line was taking place.

4 Q And was the President there that night?

5 A Yes. The President and First Lady were both
6 present.

7 Q Okay. And at this point, Mr. Withrow walked up to
8 you? Is that correct?

9 A Yes. He had gone in before me. He had left the
10 gate before I had actually closed the gate. And then I came
11 in and was walking down the corridor on the ground floor when
12 he sort of came up from almost behind me, the side, tapped me
13 on the shoulder and said, "Have you seen her?"

14 And I said something to the effect of "I assume
15 you're talking about Monica." I said, "I haven't seen her
16 since I came in, I just walked in. I mean, you literally
17 walked up behind me as I came in. I've not seen her." And
18 he walked away.

19 Q Okay. Did any other Secret Service person come up
20 to you at that point?

21 A Yes.

22 Q Who came up to you?

23 A A PPD officer, a Presidential Protective Division
24 agent, came up to me and said, "Have you seen her?" And I
25 assumed again that we were talking about Monica and I said,

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1 "I just got here. I saw her at the gate. I haven't seen her
2 since I got in." And he said to me, "Well, we'd better find
3 her before Mrs. Clinton sees her."

4 Q Okay. And for the benefit of the grand jury, the
5 Presidential Protective Detail person is a person who wears a
6 suit, not in uniform.

7 A Yes. He's in a suit. Plainclothes.

8 Q A member of the Secret Service.

9 A A member of the Secret Service assigned to protect
10 the President and/or First Lady.

11 Q Do you know this person's name?

12 A I do not.

13 Q Did you recognize the person and know them that
14 night?

15 A Yes. I recognized them because he was on the
16 detail for quite some time, so I was used to seeing him
17 around at events, in the house, things of that nature.

18 Q Okay. But you didn't know his name that night.

19 A No. I still don't know his name.

20 Q Can you describe him for the grand jury?

21 A Sure. He was probably medium to a little bit tall,
22 five-nine, five-ten. A little bit slender. Brown hair,
23 curly on top but close cut. No facial hair. Young. I would
24 say probably somewhere the age of 30 to 35, if I had to
25 guess.

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1 Q Race?
 2 A White male.
 3 Q Okay. And is that the only time he's ever
 4 discussed Monica with you or raised the subject of Monica
 5 with you?
 6 A Yes.
 7 Q Why would he approach you on this subject?
 8 A Because most of the detail knows -- the social
 9 office, just for background, only has five permanent staff
 10 members. We're the five members responsible for running any
 11 social event that takes place in the house. Most of the
 12 detail, because I'm responsible for liaising with Secret
 13 Service over security issues and guest lists, recognize me as
 14 the person that is at the gate, so I assume because he saw me
 15 and knew that I was assigned to the gate that night, he came
 16 up to me. That's the most logical conclusion that I can make
 17 from that.
 18 Q And how did he leave you? Did he leave you
 19 rushing?
 20 A He sort of zoomed off. You know, he wasn't running
 21 by any means, they don't run, but I mean he went off
 22 determined to do something.
 23 Q And do you know what happened after that?
 24 A I have no idea.
 25 Q Did you speak to anybody else about Monica that

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1 night?
 2 A I spoke to Capricia Marshall.
 3 Q How did that come about?
 4 A Since two officers had sort of -- Bryant and this
 5 PPD agent had mentioned to me, I thought that it would be
 6 advantageous of me to let my boss know since the President
 7 and the First Lady would be the first ones that -- she would
 8 be the first one that they saw and so when she came out of
 9 the diplomatic reception room, which was where she was
 10 standing, I said, "Do you know who's on the guest list and
 11 that she's here?" And she said, "Yes, I know." And she went
 12 back in the room and we didn't discuss it further.
 13 Q How did she react physically, if at all?
 14 A Sort of poker face. Didn't really get too excited
 15 or disappointed or --
 16 Q Did she roll her eyes at all?
 17 A She made some sort of -- you know, gesture. I
 18 don't know that I would say it was rolling, it was sort of --
 19 all right, you know, business as usual kind of look. It
 20 wasn't one of frustration or anything like that.
 21 Q And you said to her -- what did you say to her
 22 again?
 23 A I said something to the effect of, "Do you know
 24 who's on the list? Do you know who's here?" And she said,
 25 "Yes."

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1 Q And for the record, Capricia Marshall at that point
 2 was your boss? She was the social secretary?
 3 A Yes.
 4 Q And she had replaced Ann Stock, your previous boss?
 5 A Yes.
 6 Q Had you ever discussed Monica Lewinsky with
 7 Capricia Marshall before?
 8 A Before that day?
 9 Q Yes.
 10 A No.
 11 Q Well, how is it that you said to her something to
 12 the effect of "Do you know who's here?" How did you expect
 13 her to know?
 14 A Because it was just implied. Because of the rumors
 15 that circulated around the White House, you know, about this
 16 kind of thing and Capricia's previous position was special
 17 assistant to the First Lady, she was her personal assistant,
 18 I took a natural assumption and knew that she would know who
 19 I was talking about.
 20 Of course, I would have clarified it for her if she
 21 had asked further, but she didn't and that was my assumption
 22 and implication. It wasn't because I had discussed it with
 23 her earlier.
 24 Q And did you ever physically see Monica that night?
 25 A Yes.

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1 Q When you checked her in at the gate?
 2 A Yes.
 3 Q And did you see her after that?
 4 A I don't believe I did, although someone told me
 5 that she was walking by and I wasn't paying attention because
 6 I was talking to somebody else.
 7 Q Did you ever have any further discussions with
 8 Ms. Marshall about Monica's presence that night?
 9 A No.
 10 Q Did she ever raise that with you at all?
 11 A No.
 12 Q Has anyone ever questioned you about why she was on
 13 the guest list?
 14 A The only person that did was Withrow that night
 15 when he asked, "Do you know who's on the guest list?" Or
 16 "Did you put her on the guest list?" That was all anybody
 17 asked me about that night in terms of her being there.
 18 Q I'm just going to change subjects for a moment.
 19 Do you know whether Capricia Marshall is friends with Vernon
 20 Jordan?
 21 A I believe she is.
 22 Q Okay. Have you ever seen them together, Vernon and
 23 Capricia?
 24 A Mm-hmm.
 25 MR. WISENBERG: Is that a yes?

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1 THE WITNESS: Yes.

2 BY MS. WIRTH:

3 Q When you have seen them, was it in the White House
4 or outside the White House?

5 A I would have to say that I've seen them engaged in
6 conversation at the White House and it was most often Vernon
7 was a guest of the Clintons at a function, a reception or
8 some sort of gathering. It was never a one-on-one meeting.

9 Q Okay. And do you know if Vernon's Jordan wife
10 worked at any point in the social office?

11 A Yes. She's a volunteer in the social office.

12 Q What is her name?

13 A Ann Jordan.

14 Q Okay. And for how long has she worked there? If
15 you know.

16 A I don't know. She was always sort of a figure
17 there, as long as I was there as an intern, as well as a
18 staff member, so that covers two years right there. I don't
19 know about anything before that.

20 Q Was she there that night at the party, at the
21 Christmas party that you're talking about?

22 A December 5th?

23 Q Mrs. Jordan. Yes.

24 A No. To my knowledge, she was not.

25 Q Do you know her personally?

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1 A Yes, we've engaged in conversation. We've been in
2 sort of staff meetings together, things like that. Not
3 socially, though, just from work.

4 Q Have you ever discussed Monica with her?

5 A Never.

6 Q With Mrs. Jordan?

7 A Never.

8 Q Do you know whether she is aware, Mrs. Jordan, of
9 the rumors about Monica Lewinsky and the President?

10 A I do not know that.

11 Q Did those rumors ever come up at any meetings of
12 the social office?

13 A No.

14 Q Now, did Mr. Withrow ever discuss with you after
15 the night of that Christmas party anything about what had
16 happened that night?

17 A After the story broke in January of this year --
18 I was on vacation when the story broke, I was on a two-week
19 vacation. When I came back, he came up to my office at some
20 point, I don't know if it was the day that I returned or
21 several days later, and sort of asked me what I thought. I
22 was indifferent.

23 And he made some reference to the fact that I had
24 cleared her in in December and he asked if I was going to be
25 okay. And I said no one said anything to me, Capricia hasn't

1 said anything to me about it and I turned over all the
2 documents that were requested. And that was sort of the end
3 of the conversation.

4 Q When you say you've turned over all the documents
5 that were requested, do you mean in response to subpoenas
6 from the Office of the Independent Counsel?

7 A Yes. Document requests.

8 Q Did you ask Mr. Withrow whether he ever got in any
9 trouble over this or did he offer that he had not gotten into
10 trouble over this?

11 A I didn't ask.

12 Q That subject didn't come up, whether he got into
13 trouble or not?

14 A I sort of made a joking comment of, "Are you going
15 to be okay?" And, you know, he just shrugged it off,
16 laughed.

17 Q Okay. Have you had any contact with Mr. Withrow
18 since you've left the White House?

19 A The week after I left the White House, which was --
20 I don't know, the 12th or the 15th.

21 Q This is of what month now?

22 A March. Because I left March 6th, so it was the
23 week after. I had spoken to him on the phone, just a sort of
24 touch base conversation, how you doing, fine, how are you.
25 And that was it. It was maybe three minutes. It wasn't

1 anything at length.

2 Q You called him?

3 A I called the White House, actually, to talk to
4 somebody in my old office and I said, "Well, transfer me
5 down. I'll see if he's there, I'll say hello."

6 Q And you were actually able to reach him?

7 A Yes.

8 Q And what did you speak about?

9 A He asked me what I was up to, he asked me if I was
10 all settled in my new apartment. Basic relocating questions
11 and that was it.

12 Q Do you know his home number?

13 A I don't.

14 Q Have you ever called him at home?

15 A Once. When I was an intern. My supervisor had
16 asked me to get a hold of him because we had some crisis with
17 an event and we paged him unsuccessfully and then we asked
18 the switchboard to put us through to his home.

19 Q Okay. Did the subject of Monica come up at all?

20 A No.

21 Q You were interviewed by FBI agents who work for the
22 Office of the Independent Counsel on or about April 8th of
23 1998.

24 A Mm-hmm.

25 Q Does that sound right?

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1 A Yes. I don't remember the exact date, but, yes, I
2 was.
3 Q Did you talk to Mr. Withrow or attempt to call him
4 either before or after that interview?
5 A I was instructed by my attorney that I shouldn't be
6 talking to anybody from the White House that would have been
7 remotely involved or, you know, sort of -- somebody that
8 would be involved in the investigation, I guess, is the best
9 way to put it. And that would include him.
10 Q Okay. So you did not call Mr. Withrow either
11 before or after you were interviewed by the FBI agents?
12 A Well, the conversation that I had after I left
13 the White House but before the interview with the FBI agents
14 was obviously a conversation that I had, but once I was
15 notified that I was going to be interviewed by the FBI and I
16 retained an attorney, my attorney then advised me that
17 conversations like that should cease until we figure out
18 what --
19 BY MR. WISENBERG:
20 Q But did you try to call him anyway?
21 A No. I called the White House. Yes, I did, but I
22 didn't talk to him.
23 BY MS. WIRTH:
24 Q When you say you called the White House, was that
25 after your attorney advised you not to speak to anybody?

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1 A I called the White House after my attorney advised
2 me not to speak to anybody and I told him that I was calling
3 the White House because as I already stated I'm unemployed
4 and so Capricia had offered to do letters of recommendation
5 for me and things of that nature and so I was calling to
6 follow up because I hadn't received them in the mail yet, as
7 I was told that I was going to, and that's why I called. And
8 I told him, my attorney, him being my attorney, that I was
9 going to do that.
10 Q Okay. And did you get your letters of
11 recommendation?
12 A Yes, I've received them since.
13 Q Now, can you tell us what number at the White
14 House you called when you spoke to Bryant Withrow?
15 A As I had mentioned, I called -- I believe I
16 called 456-7136, which is the main number to the social
17 office. However, I might have called somebody's
18 direct extension, I can't remember, and then had them
19 transfer me down.
20 Q Okay. You did have a conversation with Officer
21 Withrow at that time.
22 A Yes.
23 Q And tell us again what you discussed during that
24 conversation, everything that you could remember.
25 A Just basic -- what are you up to, nothing, what are

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1 you up to, how's work, fine, busy, are you all settled into
2 your apartment, yeah, it's getting there. Something of that
3 nature. What's going on with you, same old same old. That
4 was about it.
5 Q What about Mr. Fritch? When is the last time you
6 spoke to him?
7 A November of '96. I'm sorry, correction. The last
8 time I talked to him sort of extensively was November of '96.
9 When he heard that I got promoted to the social office in
10 April of '97, he stopped by, said hello, and that was about
11 it. He was in the building. He had been transferred to some
12 place off compound.
13 Q Have you ever had any conversations with Jeff
14 Bowman, who you mentioned before is a uniformed Secret
15 Service officer, about a story of an incident that happened
16 at the northwest gate of the White House?
17 A Yes.
18 Q Can you tell the grand jury about that?
19 A Sure. Jeff told me this story, on or about January
20 or February of this year, I'm guessing to say it was February
21 since I was on vacation the last two weeks of January, and he
22 had told me that a friend of his who was posted at the
23 northwest gate, a uniformed officer that was posted at the
24 northwest gate, had some sort of run in, I guess is the best
25 way to put it.

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1 Monica had come to the gate, she was cleared in, I
2 don't know who cleared her in, but the officer, the procedure
3 as I understand it, and we all go through it, as staff
4 members is when you clear somebody in and they come to the
5 gate, they show ID to Secret Service, they go through a metal
6 detector and their bags are checked if they have any, and
7 then Service will call the individual that cleared them in
8 and say your guest is here.
9 At that point, the staff member will say, okay,
10 could you send them up to the lobby or could you send them
11 to the reception room or what not. And that's what takes
12 place.
13 When this particular story was told to me, Jeff
14 said that his friend had witnessed her coming into the
15 northwest gate and, you know, they're doing their normal
16 procedure and the officer called up to whoever cleared her in
17 and said, "Your guest is here," and she said, you know, "It
18 will be a few minutes, could you send her to the lobby."
19 And the officer that called had hung up the phone
20 and apparently had said something to Monica to the nature of,
21 you know, "You're going to have to take a number," "You're
22 going to have to wait in line," you know, "There's someone
23 else in with him."
24 I assumed when Jeff told me that story that him
25 meant the President. Most of the President's guests are

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1 cleared in through the northwest gate. Also, when you clear
2 a guest in, you put in on the computer or if you do it over
3 the phone who they're going to visit. So that's why I
4 assumed that. I didn't ask Jeff for clarification.

5 So apparently Monica had got in and when she had
6 conversed with the President, she had mentioned the comment
7 that the officer had made.

8 Allegedly, the President got very agitated at
9 this, asked to speak to the Secret Service officer in charge
10 or on duty that day for that shift, brought them to the Oval
11 and had words with them about their behavior towards his
12 guest.

13 Q When you say them, was it with the supervisor and
14 with the officer?

15 A It was -- he -- now, it's unclear to me. I took it
16 to be he asked for the supervisor on duty, he got the
17 supervisor for that shift.

18 Q A sergeant?

19 A I believe it would be a sergeant. It could be
20 lieutenant, but, again, I don't know. And then when he asked
21 this person who he was, he said, "I don't want you, I want
22 your boss." And so that's when this other, I guess higher
23 ranking, Secret Service official was summoned to the Oval as
24 well.

25 Q Do you know the names of either the sergeant, if it

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1 was a sergeant, and the sergeant's supervisor?

2 A I didn't ask Jeff and I'm unclear who was on duty
3 that day. The hierarchy of the Secret Service sort of eludes
4 me once you -- you know, get in with the ranks, so I don't
5 know.

6 Q Okay. And did Officer Bowman tell you who the
7 President's guest had been that day when Monica had been told
8 to take a number or to wait in line?

9 A Eleanor Mondale.

10 MS. WIRTH: I think at this time we're going to ask
11 you to step outside for a few minutes.

12 THE WITNESS: Okay.

13 MS. WIRTH: Thank you.

14 MR. WISENBERG: We will come get you in a couple
15 minutes.

16 THE WITNESS: Okay. Should I go on back out where
17 I was?

18 MS. WIRTH: No, just step outside the door.

19 MR. WISENBERG: You can go out to where your
20 attorney was. Yes.

21 THE WITNESS: Okay.

22 (Witness excused. Witness recalled.)

23 MR. WISENBERG: Let the record reflect that the
24 witness has reentered the grand jury room.

25 Madam Foreperson, do we still have a quorum?

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1 THE FOREPERSON: Yes, we do.

2 MR. WISENBERG: Are there any unauthorized persons
3 present in the grand jury room?

4 THE FOREPERSON: No, there are not.

5 Ms. Schwartz, you're still under oath.

6 THE WITNESS: I understand.

7 BY MS. WIRTH:

8 Q Ms. Schwartz, if the WAVES records at the White
9 House indicated that you had made a request for the presence
10 of Monica Lewinsky in the White House on December 6, 1997 at
11 6:00 p.m. for the purposes of seeing the President, could you
12 explain that to the grand jury?

13 A Sure. When we do a guest list for the social
14 office, to go through WAVES and to get the appropriate
15 security clearance, it's done over a computer because there
16 are so many names it's too much to do over the phone. And
17 when we do that, the person who is the requestor or the staff
18 member, it goes through their terminal, so it has their name
19 assigned to it.

20 We also have to put in the principal that they're
21 visiting, the principal being the President, First Lady,
22 Vice President or Mrs. Gore. And you always have to put
23 the highest ranking principal that they're going to visit
24 because of the level of security clearance necessary for all
25 of them.

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1 So even though this was a presidential and
2 First Lady event, the President would be the highest ranking,
3 so his name would go in to visit with or visiting, under
4 that category. So it would be my name, then visiting the
5 President and then the time of the event or the approximate
6 time of the event.

7 A JUROR: Was the event the 5th or the 6th?

8 THE WITNESS: I couldn't recall the date. It was
9 the 5th or the 6th. I knew it was the beginning of December,
10 but not the 4th.

11 BY MR. WISENBERG:

12 Q Let me just tell you that our information is that
13 the event was the 5th. As a matter of fact, we know the
14 event was the 5th. Do you recall scheduling her to come in
15 the day after that?

16 A No.

17 Q Is it possible that on the 5th or some time before
18 the 5th you could have scheduled her for the 6th?

19 A The only way that that could be -- and I don't know
20 if you have the U number to that particular WAVES
21 appointment. Each WAVES appointment has a U number assigned
22 by Secret Service. It's their identification code.

23 The only way I would think that that could happen
24 is if -- because for a particular event there are 400 or 500
25 people on the list, we can't send the list all at one time to

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1 Secret Service because it inundates the system and it
2 sometimes can cause the system to crash, which has happened
3 to me before.

4 So I start sometimes 48 hours in advance or 72
5 hours in advance sending the portions of the lists that I
6 have complete. It is possible that in sending them I entered
7 the wrong date and it went that way and was cleared for that
8 date.

9 I don't have a recollection of that, I don't have
10 knowledge of remembering doing that. It does happen.
11 Christmas is a busy time. It certainly could have happened
12 that the keystroke went to the 6th instead of the 5th.

13 Q But you don't remember waving monica in the day
14 after this party.

15 A No. Certainly not.

16 Q And that would be something you would probably
17 remember, right?

18 A Absolutely. Especially if it was just waving her
19 in by herself. I would never be asked to do something like
20 that.

21 Q Did you ever see Capricia Marshall talking to
22 Vernon Jordan on the phone?

23 A Then or at any time?

24 Q Any time during the time you worked there at the
25 social office.

1 A Okay.

2 A JUROR: Could anybody sit at your computer
3 terminal if you left it on without shutting it down and
4 request a WAVE?

5 THE WITNESS: Yes.

6 BY MR. WISENBERG:

7 Q Using your name?

8 A If I was logged in to my terminal as me, and the
9 reason I'm saying as me is because if my terminal is off and
10 then booted up, you have a password prompt and a name prompt,
11 so if I was logged in to my terminal as me and left it
12 unattended, whenever anybody would put in a request, it would
13 automatically come up as me because it's programmed with my
14 name under my password.

15 Q Does anyone have your password to get into your
16 computer?

17 A No. Not to my knowledge.

18 Q Okay. Because we have an entry for you on the 6th.
19 Either it could be a mistake, that you keyed it in wrong
20 or --

21 A That I was logged onto my terminal? Or that --

22 Q That you maybe had been logged on on Friday and
23 didn't log off and someone used that to log her in on the
24 6th.

25 A Right. I often -- especially in December, I work

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1 A I saw Capricia on the phone a lot. I never knew
2 who she was on the phone with.

3 Q All right. It wouldn't surprise you if she talked
4 to Vernon Jordan on the phone.

5 A No. It wouldn't surprise me.

6 Q Because you said you saw them talking, they
7 appeared to be friends. Is that correct?

8 A Absolutely. But I was not in Capricia's direct
9 suite of offices. I didn't answer her line, so I really
10 could not speak to any knowledge of knowing who's on her
11 line.

12 Q If Monica Lewinsky came unscheduled to one of the
13 gates on a particular day and a Secret Service agent doing
14 his job, an officer, he would say, "You're not on the list to
15 get in."

16 A Absolutely.

17 Q Could he call somebody and get her put on that list
18 and then allow her to get in right then?

19 A Absolutely. Secret Service would have to call a
20 staff member and a staff member would have to clear her in.

21 Q And that didn't happen to you on the day after the
22 party?

23 A Not the day after, no. I thought the day after was
24 a Saturday, but I don't know.

25 Q It was.

1 weekends, so I often did not log off from my terminal at
2 night, I just locked my office door.

3 Q That's a breach of security, isn't it?

4 A It is a breach of security. But once we got out
5 of an event at midnight and I was tired and all I wanted to
6 do was go home, I didn't want to sit and wait for my
7 computer, knowing I would be in at some point the next day.

8 I don't have recollection if I did work on the
9 6th or if I decided to work on the 7th. I usually chose one
10 day a weekend to go in and work, so it is very possible. The
11 lock on my door was not a secure one, so anybody could get
12 in.

13 A JUROR: So even though you left on your machine,
14 so you're saying if you left your door open and your machine
15 was on, somebody could just come in? You don't have a screen
16 saver password where you could lock the screen?

17 THE WITNESS: The only thing it locks is my e-mail.

18 A JUROR: But, you know, lock the screen on hold
19 where you can't get in at all.

20 THE WITNESS: No. I mean, it has a function that
21 you can do that. I never did that. I never used it.

22 MR. WISENBERG: Going once, going twice?

23 May the witness be excused?

24 THE FOREPERSON: Yes, she may.

25 THE WITNESS: Thank you very much.

1 MR. WISENBERG: We'll see you Thursday.
2 Just kidding.
3 (Laughter.)
4 MR. WISENBERG: Thank you very much.
5 THE WITNESS: Am I done now? I don't have to come
6 back tomorrow?
7 MR. WISENBERG: You're done.
8 THE FOREPERSON: You're done. You are excused.
9 Go home.
10 MR. WISENBERG: Unless we call you. Yes.
11 THE WITNESS: Okay.
12 MR. WISENBERG: You'd better get out of here fast.
13 THE WITNESS: Don't follow me out the door. Thank
14 you.
15 MR. WISENBERG: Thank you.
16 THE FOREPERSON: Thank you.
17 (The witness was excused.)
18 (Whereupon, at 4:55 p.m., the taking of testimony
19 in the presence of a full quorum of the Grand Jury was
20 concluded.)
21 * * * * *

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

In re:

GRAND JURY PROCEEDINGS

Grand Jury Room No. 3
United States District Court
for the District of Columbia
3rd & Constitution, N.W.
Washington, D.C. 20001
Thursday, March 19, 1998

The testimony of MARSHA SCOTT was taken in the
presence of a full quorum of Grand Jury 97-2, impaneled on
September 19, 1997, commencing at 1:45 p.m., before:

SOLOMON WISENBERG
MICHAEL EMMICK
Associate Independent Counsel
Office of Independent Counsel
1001 Pennsylvania Avenue, Northwest
Suite 490 North
Washington, D.C. 20004

1 I'll explain to you here. One is the right to consult with
2 your attorney. Do you understand what that right is?
3 A I believe so.
4 Q All right. Do you have an attorney with you?
5 A Yes, I do.
6 Q Who is that?
7 A Stuart Pierson.
8 Q And is he outside the grand jury room?
9 A Yes.
10 Q All right. Do you understand that if you would
11 like to consult with him at any time, just say to me or say
12 to the group at large that you'd like to take a short break
13 and we'll do that consultation.
14 A Thank you.
15 Q You also have a Fifth Amendment right and that is
16 a right not to be compelled to answer any questions that
17 may incriminate you. Do you understand what that right is?
18 A Yes.
19 Q And if you should feel some need to ask your
20 attorney about whether you need to invoke that right, you
21 can simply ask again and we'll allow you to do that
22 consultation. Is that clear?
23 A I believe so.
24 Q Okay. You also have an obligation and that is an
25 obligation to tell the truth. That obligation is imposed on

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PROCEEDINGS

Whereupon,

MARSHA SCOTT

was called as a witness and, after having been duly sworn by
the Foreperson of the Grand Jury, was examined and testified
as follows:

EXAMINATION

BY MR. EMMICK:

Q My name is Mike Emmick. I'm with the Office of
Independent Counsel and what I'd like to do first is to set
forth, as we do routinely in these matters, certain of your
rights and obligations as you appear here as a witness before
the grand jury.

Let me first ask you, did you appear here pursuant
to a subpoena?

A Yes.

Q All right. And you understand that we are
conducting here an investigation, an investigation into
suspected federal violations in connection with conduct by
Monica Lewinsky and others, suspected perjury, obstruction of
justice and related matters pertaining to witnesses in the
Paula Jones case. That is in general terms the nature of the
investigation we're conducting. Do you understand that?

A Yes.

Q You have a couple of rights and obligations that

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you because you have taken an oath. As a result of that
oath, any time that you make a statement here in the grand
jury that is an intentionally false statement, that could
expose you to prosecution for perjury. Perjury is a federal
felony that has a five-year maximum term. Do you understand
that?

A I believe so.

Q All right. Do you have any questions about either
the proceeding here or the procedure before we proceed to ask
questions?

A Just who's at the table? Who's questioning and
who's here?

Q These are two grand jurors. This is a court
reporter. My name is Mike Emmick. I'm with the Office of
Independent Counsel. This is Sol Wisenberg. He's also with
the Office of Independent Counsel. The rest of the people
here are also grand jurors.

A Okay.

Q Any other questions you might have?

A I don't think so. I'll ask them if I get confused.

Q All right. Fair enough. What I'd like to do first
is just ask you some background questions. I say background
questions because although I know that you have answered
background kinds of questions before in other grand juries
and other settings, this grand jury hasn't had the benefit of

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1 hearing what, for example, your educational background is or
2 your work-related background prior to coming to the White
3 House. So let me start off with your educational background.

4 A I graduated from the University of California in
5 Santa Cruz with a degree in sociology.

6 Q And when would that have been?

7 A 1990. I was a re-entry student. Ran a business at
8 the time, put myself back through school through a women's
9 re-entry program.

10 Q And what about your occupational program?

11 A What do you mean?

12 Q What jobs have you had prior to coming to the White
13 House?

14 A I ran a business of my own that I started. I
15 was an interior designer for 14 years. I had a home
16 remodel/construction business that I started and ran for
17 three years. Prior to that, I had been a Headstart teacher
18 and Homestart teacher and worked in various recreation
19 programs.

20 Q All right. How did you come to work for the White
21 House?

22 A I've known President Clinton since I was 19 and
23 since I'm 50 now, that makes it 31 years.

24 Q So you grew up with him, in part, in Arkansas?

25 A In part.

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1 Q And did you work at all in the campaign, the '92
2 campaign?

3 A Yes. I ran the campaign in California with John
4 Emerson. I was the field coordinator in the primary in '92
5 and then I ran northern California for Clinton-Gore in '92.

6 Q After that successful campaign, what led you to
7 work in the White House?

8 A I was asked to go back to Little Rock right after
9 the campaign to work on the economic conference and while
10 working on the economic conference, the President asked me if
11 I would come to Washington and work in the White House and
12 I've been here ever since.

13 Q That's a natural transition for me to ask about the
14 positions that you've had in the White House. If you could
15 explain what positions you had, approximately how long you
16 held those positions and what in general your duties and
17 responsibilities were there.

18 A The first job that I had in the White House was
19 Director of Communications and Messages and that was a
20 department -- actually, when we came in, I think that was the
21 largest department in the White House. We had 12 departments
22 within it.

23 I think historically it had had anywhere from 130
24 to probably 160 employees in it and primarily we were
25 responsible for all of the messages that come in to the

Page 7

1 President in whatever form they come in and then those
2 messages that go out to the general public.

3 I always said that we were the largest outreach
4 office because we were the office that the ordinary citizen
5 in wanting to talk to the President, that's where they were
6 able to interface with him and I oversaw all the different
7 divisions of that from a children's division that we had all
8 the way to the phone and messaging and messages and letters
9 and faxes and e-mail and all of that.

10 Q And as the director, you were the head of the
11 entire section? Or is it a division or --

12 A It's department.

13 Q Department?

14 A Yes.

15 Q All right. All right. And how long did you hold
16 that position?

17 A Officially, I don't know. And you've probably got
18 those records. I think it was about a year and a half.

19 Q All right. And when you left that position, what
20 new position did you take?

21 A I went to the Office of Public Liaison. I've
22 retained all the way through the same title, which is Deputy
23 Assistant to the President. In the Office of Public Liaison,
24 I did more specific constituency outreach. I developed
25 constituency outreach plans and I was -- for about -- I think

Page 8

1 about a year in there, I did outreach to the gay and lesbian
2 community.

3 Q Were you then the director of the Public Liaison
4 section or the Public Liaison department?

5 A No. Alexis Herman was the director of that
6 department. I was one of the deputies. And I believe we had
7 two deputies. That's pretty typical of each department,
8 having one director, two deputies.

9 Q Who replaced you in the Communications and Messages
10 section when you left there?

11 A Jim Dorskin, I believe.

12 Q You were in the Public Liaison department for about
13 how long, did you say?

14 A Roughly, a year. A little over a year.

15 Q All right. And then where did you go to?

16 A Then I went to Political Affairs and I was one of
17 the deputy directors in Political Affairs. And in Political
18 Affairs, I did more supervisory capacity of looking at all
19 the elections. That's the one office in the White House that
20 actually tracks all the political activities that are
21 occurring on the President's behalf and also in all the 50
22 states and I worked with a team of people in that office just
23 tracking all those different state activities.

24 Q About how many employees would there have been in
25 the Political Affairs department?

Tripp, Linda, , [REDACTED]

From: Lewinsky, Monica, , [REDACTED]
To: Tripp, Linda, , [REDACTED]
Subject: RE: coffee break
Date: Tuesday, March 04, 1997 1:21PM

believe me it is not that funny. just not a good idea to e-mail it. hope to c u l8r.msl

From: Tripp, Linda, , [REDACTED]
To: Lewinsky, Monica, , [REDACTED]
Subject: RE: coffee break
Date: Tuesday, March 04, 1997 1:18PM

Unfair to make me wait. However, I may be able to get out of here around 3 or so, I really need a break. I'll let you know.

From: Lewinsky, Monica, , [REDACTED]
To: Tripp, Linda, , OSD/PA
Subject: coffee break
Date: Tuesday, March 04, 1997 12:54PM
Priority: High

hi. it's me your loyal freak. i forgot to tell you something mildly amusing...mildly. maybe we can escape for coffee later? does your sched permit? (i'll tell you the funny then) msl

845-DC-00000055

Tripp, Linda, , [REDACTED]

From: Lewinsky, Monica, , OSD/PA
To: Tripp, Linda, , OSD/PA
Subject: hi, ya
Date: Wednesday, March 05, 1997 10:05AM
Priority: High

[REDACTED] Oh, well. [REDACTED] should (if Betty is nice) get my tie today. I sure hope he like s it. make me feel better and tell me it's really pretty, o.k.? msl

845-DC-00000056

Tripp, Linda, , [REDACTED]

From: Lewinsky, Monica, , [REDACTED]
To: Tripp, Linda, , [REDACTED]
Subject: RE: hi, ya
Date: Wednesday, March 05, 1997 11:47AM

Remind me to come to you when i feel good more often (ha-ha-ha)! In fact, maybe if i come bug you later you'll make me feel better about looking so GROSS today. The highlight of my appearance today being the [REDACTED] i have on my cheek. Hmmm...attractive! I'm bored. Would you like to go for coffee later? I know you're busy these days so I won't be offended if you can't. buh-bye msl

From: Tripp, Linda, , [REDACTED]
To: Lewinsky, Monica, , [REDACTED]
Subject: RE: hi, ya
Date: Wednesday, March 05, 1997 11:34AM

Are you asking me if the tie is really pretty? It is positively gorgeous. I am knot (ha!) particularly into ties, but from my exposure to you, I am developing an interest. Yours was stupendous, no kidding, clean, crisp, texture, color, pattern, bright, without being at all over the top.....a total hit.

From: Lewinsky, Monica, , [REDACTED]
To: Tripp, Linda, , [REDACTED]
Subject: hi, ya
Date: Wednesday, March 05, 1997 10:05AM
Priority: High

[REDACTED] today. People might think [REDACTED] Halloween. Oh, well. [REDACTED] should (if Betty is nice) get my tie today. I sure hope he likes it. make me feel better and tell me it's really pretty, o.k.? msl

845-DC-00000057

Tripp, Linda, , [REDACTED]

From: Lewinsky, Monica, , [REDACTED]
To: Tripp, Linda, , [REDACTED]
Subject: howdy
Date: Thursday, March 06, 1997 9:24AM
Priority: High

Hi, there. o.k. stupid point to make but i figured out that the he Betty did call on V-Day because her boss was in NY on Tuesday, the other day I was out of town. Unless of course, she called Thursday evening here. But still, it's sweet. I guess I would have seen him on V-Day. Oh, I also wanted to tell you about the tie thing.... he didn't wear the tie I sent him for his B-day for, i think, three weeks. so we'll see. what's your day like? msl

845-DC-00000058

Tripp, Linda, , [REDACTED] A

From: Lewinsky, Monica, ; [REDACTED]
To: Tripp, Linda, ; [REDACTED]
Subject: momin'
Date: Tuesday, March 11, 1997 8:10AM
Priority: High

O.K. So I got your letters that came in to Mr. B at 5:15 pm signed last night! I'd say you owe me, but it's more like I'm paying you back! I'd love to have lunch if you can today. Lot's to kibbitz about. (well, nothing too interesting). i'm so annoyed that i don't know if [REDACTED] is comin' home or not tonight. Oh, well, maybe it's better if i don't know. WRITE BACK. msl

845-DC-00000059

Tripp, Linda, , [REDACTED]

From: Lewinsky, Monica, , [REDACTED]
To: Tripp, Linda, , [REDACTED]
Subject: letter
Date: Monday, June 23, 1997 1:17PM
Priority: High

<<File Attachment: doc2.doc>>

845-DC-00000060



Clifford H. Bernath
Principal Deputy Assistant Secretary of Defense
(Public Affairs)

Mr. Clifford H. Bernath has been serving as Principal Deputy Assistant Secretary of Defense for Public Affairs since March 1993.

He served in the United States Army for 21 years in a variety of stateside and overseas assignments including a tour as an Infantry officer in Vietnam, command of an Infantry and a Basic Training company, Executive Editor of "Soldiers" magazine, and in the Office of the Assistant Secretary Defense for Public Affairs.

He has written a book and published more than 70 articles on military-related topics and issues.

In addition to his responsibility for the day-to-day operation and management of the Office of the Assistant Secretary of Defense for Public Affairs, Mr. Bernath is the senior Public Affairs planner for media coverage of military exercises and combat operations and oversees the operation and deployment of the DoD National Media Pool. He is responsible for establishing public affairs policy and doctrine for the Department of Defense.

He is also responsible for a major Partnership for Peace initiative to help those nations improve relationships and



communications between their media and their Defense organizations.

Mr. Bernath oversees the operation and development of "DefenseLINK," the Department of Defense home page for release of imagery and information about the Department via the internet.

Mr. Bernath holds a Bachelor of Arts degree in English from the University of Missouri, and a Master of Science degree in Journalism and Mass Communications from Kansas State University. He is a graduate of the Defense Information School, the Armed Forces Staff College and the Federal Executive Institute.

Mr. Bernath is from St. Louis, Missouri. He lives in Virginia, with his wife, Beth. They have two sons, Dan and Tom.

Tripp, Linda, , [REDACTED]

From: Lewinsky, Monica, , [REDACTED]
To: Tripp, Linda, [REDACTED]
Subject: bye
Date: Wednesday, December 24, 1997 1:38PM

LRT-

I will miss working with you tremendously! Who will edit my letters? Who will tell me my grammar stinks??? Who will escape for coffee breaks with me?

We'll only be a phone call away! I think the world of you and know everything will work out great!!! I can't wait to see how skinny you get! You go girl!!!

All my love,

MSL

845-DC-00000062



ASSISTANT TO THE SECRETARY OF DEFENSE
1400 DEFENSE PENTAGON
WASHINGTON, D.C. 20301-1400

See 8-14 page
2500
BMS

PUBLIC AFFAIRS

05 MAR 1996

Honorable Strom Thurmond
Chairman, Committee on Armed Services
United States Senate
Washington, DC 20510-6050

845-DC-00000063

Dear Senator Thurmond:

This is in response to your letter posing a series of questions concerning the Office of the Assistant to the Secretary of Defense for Public Affairs. Your questions and my responses are set forth below.

Question 1. From your service as an Assistant to the Secretary of Defense for Public Affairs, what do you consider to be the most serious problems in the management and operation of the public affairs activities of the Department of Defense? What management activities and timetables would you establish to address these problems?

Answer 1. The office has two primary missions: to provide timely and accurate information about the activities of the Department of Defense to the media and to the American public and to help keep the men and women in the U.S. military informed. I have not identified any serious management problems that affect our ability to accomplish these missions. Still, there are always management challenges.

One of my concerns is how to get more and better quality photography and video imagery from military operations and exercises. The Department deploys combat photographers to document these activities, but we need to do a better job of training these photographers, defining their missions, clearing imagery for release, and centralizing the storage and distribution of that imagery. My staff met in January with senior military public affairs officers to discuss these problems. I have asked my principal deputy to lead this project. He plans to have specific oversight and policy recommendations to the Services and the Joint Staff in the next few months.

Another challenge is how to cope with the rising demand for documents under the Freedom of Information Act and Mandatory Declassification Review. We are looking at a range of management steps that will enable us to provide timely service within staff limits. Among those are reorganizations and reallocation of assets, and technology enhancements, such as bar code scanning, to reduce some of the manpower-intensive aspects of the FOI and security review processes.

Question 2. Why is it important to you to be an "Assistant Secretary of Defense" rather than an "Assistant to the Secretary of Defense"?

Answer 2. The senior spokesman for the Department of Defense must have the stature and authority to set and enforce the principles of openness, accuracy, and timeliness in providing information to the public and the media. When this position was downgraded from an Assistant Secretary of Defense in 1993, the Pentagon press corps voiced concern about possible reduced access to the Secretary and other leaders. I enjoy an excellent working relationship with Secretary Perry, his senior staff and the Joint Staff, but this relationship is personality-based. Elevating the job by making it subject to Senate confirmation would strengthen the public affairs function in two ways. First, it would institutionalize necessary access to senior civilian and military leadership. Second, it would make it easier for me and my successors to represent the Department in dealings with other government agencies and with foreign governments.

Question 3. Should you be confirmed as Assistant Secretary of Defense for Public Affairs, what would you view as your principal responsibilities to the Secretary of Defense?

Answer 3. My principal responsibility is to help the Secretary and the defense leadership keep the public informed about the activities of the Department. I will continue to make as much information as possible available to the public and to our Armed Forces, constrained only by operational and intelligence needs and statutes such as the Privacy Act of 1974.

Question 4. How would you describe your access to Secretary Perry? How often do you see him and what activities are you routinely included in?

Answer 4. My access to Secretary Perry is excellent and extensive. I usually see him several times a day, both in regular meetings and as-needed. I generally brief him before every dealing with the press. Last year he talked to the press 173 times in the United States and more than 130 times on foreign trips. A direct telephone line links our desks, making communication quick and easy.

Question 5. DoD directives provide that the ASD(PA) shall "ensure a free flow of news and information to the media, appropriate forums, and the American people limited only by national security constraints and statutory mandates." What guidelines would you use to determine what information can and cannot be released to the news media and the public?

Answer 5. I will continue to ensure that the release of information is consistent with the provisions of applicable statutes, executive orders and Department of Defense directives and instructions. Our goal is to release all useful information, unless specifically exempted by law, national security requirements, or privacy considerations.

Question 6. The ASD(PA) has responsibility for the security review of DoD materials for publication or public release, including testimony before congressional committees. What policy would you intend to follow in carrying out these responsibilities?

Answer 6. I intend to continue to use the procedures prescribed under executive order and to ensure that information will not be classified unless the disclosure could reasonably be expected to damage national security.

Question 7. Aside from restrictions related to classified and sensitive source-related information, what restrictions, if any, would you apply in approving material prepared for publication by DoD personnel?

Answer 7. In order to protect the Department and the author, our review should ensure that publication does not violate the law or codes of conduct. Our review should also ensure that the information published does not constitute, or even appear to constitute, a misuse of official information.

Question 8. The ASD(PA) has responsibility for overseeing the provision of news analysis and news clipping services for the Office of the Secretary of Defense, Joint Staff, and the Military Departments' headquarters. What policy would you intend to follow in providing this news analysis and in determining what news media reports should be disseminated throughout the DoD's Washington headquarters?

Answer 8. The goal of our news clipping and broadcast transcript service is to give senior defense leaders an unvarnished selection of international, national and community coverage of defense issues. I intend to continue this policy, which gives us the bad news with the good. This helps the department respond appropriately to public issues.

Question 9. Allegations of censorship and news management by military commanders of Stars and Stripes newspapers led to a requirement in the FY1988/89 Defense Authorization Act that the U.S. General Accounting Office (GAO) investigate the validity of these allegations. GAO reported that, according to a panel formed by the Society of Professional Journalists, evidence of censorship and inappropriate news management was conclusive at Stars and Stripes in the Pacific, but inconclusive for Stars and Stripes in Europe. What do you believe is the role of the Stars and Stripes newspapers? Do you believe that the military chain of command should be allowed to interfere with, or influence the news content of the articles in these newspapers?

Answer 9. The role of the Stars and Stripes is to provide an unbiased, free flow of news and information to military service members, DoD civilians, and their families, who are serving in the European and Pacific theaters. The newspapers help to:

- Provide a free flow of news from the United States,
- Foster a sense of community within the theater,
- Keep personnel educated and informed, thereby making them better service members, and better citizens.

The military chain of command should not interfere with news coverage of the Stars and Stripes and should not attempt to influence the news content.

[REDACTED]

These principles are reflected in the Department's internal regulations governing Stars and Stripes operations.

I believe that the steps taken since 1989 have strengthened the independence of the Stars and Stripes and minimized the potential of undue command influence.

Question 10. Do you believe that there is a need for an ombudsman to investigate and report independently to the Director of the American Forces Information Service or to the ASD(PA) on questions of censorship in the Stars and Stripes newspapers?

Answer 10. Yes, I believe the ombudsman to the Stars and Stripes plays an essential, continuing role in maintaining the editorial integrity of the newspapers.

The ombudsman position was created in 1990 in an effort to guarantee the editorial integrity of the newspaper. The three individuals who have held the position since then have been

seasoned professionals who were well known and respected in the journalism community.

The ombudsmen have served as a vital safeguard. I know of no substantive allegations of censorship at the Stars and Stripes while ombudsmen have been serving. The Ombudsman position should be continued.

Question 11. What role do you currently play in monitoring the activities of the operations of Stars and Stripes and other service publications, and do you plan to change this role?

Answer 11. As the principal advisor to the Secretary of Defense on public affairs matters, I direct the activities of the American Forces Information Service (AFIS). AFIS exercises policy guidance and oversight of the Stars and Stripes, and military service command information publications.

AFIS also provides management assistance, and controls the disbursement of appropriated fund financial support to the Stars and Stripes. This is particularly crucial at the present time, when Stars and Stripes faces severe financial problems in the wake of troop reductions and the transfer of the Stars and Stripes bookstores to the military exchanges.

It should be noted that neither my office, nor AFIS exercise control over the editorial content of the Stars and Stripes.

I do not anticipate changing my role or the current structure for overseeing the operations of the Stars and Stripes and service command information publications.

Question 12. If confirmed as ASD(PA), do you intend to employ the "pooling" arrangement that the Defense Department developed during Desert Shield/Desert Storm to permit selected members of the news media to accompany DoD operations? What, if any, modifications would you make to this process based on past experience and your own views?

Answer 12. Whenever possible, I will continue to advocate free and open media coverage of military operations, as we are currently doing in Bosnia. However, when access to a military operation is not otherwise available to the totality of the media desiring coverage, the pool system has proven to be an acceptable alternative to the media and to military commanders. When pool coverage is required, I will continue to monitor the situation and ensure that the pool is as large as the operation will permit and is terminated in favor of free and open coverage as soon as the situation permits, as we did in Haiti. We work closely with news bureau chiefs and reporters to refine and improve pool operations. We have instituted regular meetings with the bureau chiefs and quarterly meetings for media "on call" for pools. We convene after-action meetings with the media after each deployment to

discuss lessons learned and to make needed modifications. We have also upgraded and standardized our satellite and computer technology to mesh with the media's equipment. I will continue this trend of working closely with the media to improve pool operations and the overall relationship between the Department and the media.

Question 13. Has the Department of Defense encountered any significant difficulties in recent years in the administration of the Freedom of Information Act or the access provisions of the Privacy Act?

Answer 13. We have not yet encountered significant problems; however, as indicated in my response to Question 1, if the trend toward increased caseload and decreased personnel continues, a problem could arise. We are attempting to resolve this problem before it occurs.

Question 14. What role, if any, do you foresee for the ASD(PA) in the formulation and articulation of national defense policy?

Answer 14. The ASD(PA) is charged with formulating policies to ensure a free flow of news and information to the public and the news media, consistent with national security requirements and other legal and regulatory requirements. While I do not anticipate direct participation in policy development, as the Defense spokesman, I do work closely with the Secretary and his staff on the articulation of that policy.

Question 15. How many civilian employees and military personnel are assigned to the Office of the Assistant Secretary of Defense for Public Affairs? How is the Office organized? What other DoD components does the Assistant Secretary oversee?

Answer 15.

a) The Office of the Assistant to the Secretary of Defense employs:

Civilian: 64 Military: 50 Total: 114

b) See attachment for an organizational chart.

c) The ATSD(PA) oversees the activities of the American Forces Information Service:

American Forces Information Service (AFIS)

Washington DC:	Civilian: 94	Military: 50	Total: 144
AFRTS/BC, CA:	Civilian: 82	Military: 35	Total: 117
DINFOS, MD:	Civilian: 59	Military: 211	Total: 270
Photo Sch, FL:	Civilian: 12	Military: 87	Total: 99
T-ASA, CA:	Civilian: 132	Military: 10	Total: 142
DVIS, MD:	Civilian: 30	Military: 0	Total: 30
AFIS Totals	Civilian: 409	Military: 393	Total: 802

Question 16. Which management positions are occupied by civilians and which by military? What determines this breakout?

Answer 16. As indicated on the organizational chart, the leadership of the Office of the Assistant to the Secretary of Defense for Public Affairs includes the ATSD(PA), who is a civilian; 3 deputies (2 civilians and one military); and 8 directorates. Three of these directorates are headed by military personnel (Management, Defense Information, and Plans). The rest are headed by civilians. There is no regulatory reason for designating a position as military or civilian. However, I believe that the deputy spokesman should be a military officer. Traditionally, the Directorates for Defense Information and Plans have been led by military officers, and they are staffed primarily by military officers.

Question 17. What percentage of public affairs management personnel are political appointees and what are their roles in the following areas?

Answer 17. The OATSD(PA) has 2 non-career SES employees (counting myself) and 9 Schedule C employees. No such appointees are assigned to the American Forces Information Service. Assignment to the roles in question are:

- Media Relations: 3
- Public Relations: 3
- Information Dissemination: 4
- Other (Administrative) 1

Question 18. What is the difference between directors and Deputy Assistant Secretaries?

Answer 18. As seen in the organizational chart, the Deputy Assistants to the Secretary work directly for the ATSD(PA), supervise and coordinate the overall activities of the individual directorates, and have broader responsibilities than the directors in establishing and implementing policies and procedures.

Question 19. What ability do directors have to make policy within the public affairs field?

Answer 19. As the people who implement public affairs policy on a day-to-day basis, the directors are normally the first to determine when policy needs to be adjusted. Directors normally have a primary role in drafting new policies for coordination; however, overall PA policy is the responsibility of the ATSD(PA). Directors do have the authority to implement policies and procedures within their directorates to ensure efficient, effective and equitable operations.

Question 20. Some believe you have too many "layers" in your organization. Do you agree, and if not, why not? If you agree, how do you plan to restructure?

Answer 20. Our personnel strength has fallen from 126 people (72 civilian; 54 military) in 1988 to 114 people now. By the end of FY 2001, we are scheduled to lose another 17 civilian slots. In response, we are streamlining the organization. We have already eliminated 2 deputy director positions and combined 2 directorates into one and eliminated the extra director position.

Question 21. Usually at the end of a Presidential term, employees begin to "burrow in" to avoid losing their jobs during an administration change. Have you witnessed any of this recently within Public Affairs? Do you have a program for promotion from within this organization? (i.e. "upward mobility" similar to Army provisions).

Answer 21. I am not aware of any "burrowing in" from either this Administration or the previous one. All hiring and promotions within this organization are conducted in strict compliance with Civilian Personnel Regulations and are based on merit and qualifications. We provide pathways for upward mobility but do not make personnel decisions based solely on that factor.

Question 22. Are you aware of anyone within the OSD/PA organization who received a senior level political appointment and then converted their employment to a career civil service position?

Answer 22. No, however, I am aware of two instances that may appear to fall within the scope of this question. One involves one of my deputies, Clifford Bernath. He was a career civilian employee with the Office of the Assistant Secretary of Defense at the GS-15 level from August 1990 until August 1993. In March 1993, he was asked by then ATSD(PA) Vernon Guidry to assist in the transition to the new Administration. He was given a Limited Term Senior Executive Service appointment to perform those duties in August 1993.

In August 1994, Dennis Boxx, the Acting ATSD(PA), requested re-establishment of the position of Deputy ATSD(PA). The position was competitively recruited and advertised to "all qualified persons" for a 30-day period. Twenty-three candidates applied for the position. Two professional review panels reduced the list to six "Best Qualified" candidates and referred them to me for consideration. I interviewed them all and selected Mr. Bernath, based on his proven leadership, managerial, and technical skills. His career SES appointment was approved by the Office of Personnel Management Qualification Review Board in March 1995 and he was appointed to the position.

845-DC-00000070

The second case involves a deputy under the previous Administration, Robert Taylor. Mr. Taylor served under an SES noncareer appointment from December 1989 through June 27, 1993. Initially, he was appointed to the position of Deputy Assistant Secretary of Defense for Public Affairs. Upon leaving this position at the change of the Administration, Mr. Taylor was asked to serve intermittently as a consultant to the Special Assistant to the Secretary of Defense for Public Affairs. He was subsequently appointed to a career-conditional position based on merit competition, which included subsequent certification from the Office of Personnel Management, at the American Forces Information Service.

Question 23. Please give us your philosophy on hiring practices and promotions within Public Affairs.

Answer 23. As stated in my response to question 21, all hiring and promotions within this organization are conducted in strict compliance with Civilian Personnel Regulations and are based on merit and qualifications. I do not tolerate any favorable or unfavorable decisions made on the basis of race, gender, age or other factors which are unrelated to job performance and qualifications. I want my organization to be known as one in which qualified people can achieve notice and promotions.

Question 24. What other public affairs offices exist in the Washington headquarters of the Department of Defense? What is the relationship of the Assistant Secretary of Defense for Public Affairs to each of these offices?

Answer 24. Each of the Military Services (Army, Navy, Air Force and Marine Corps) has a public affairs office, as does the Office of the Chairman of the Joint Chiefs of Staff. In addition, several of the Defense Agencies have public affairs staffs: Defense Contract Audit Agency, Defense Mapping Agency, Defense Finance and Accounting Service, Defense Logistics Agency, Defense Nuclear Agency, and the On-site Inspection Agency.

The Office of the Assistant to the Secretary of Defense for Public Affairs provides policy oversight and guidance to these activities in the areas of media relations, community relations, internal information, and Freedom of Information and Security Review.

Question 25. The perception on Capitol Hill is that the number of news sources within DoD is increasing. Can you give us an idea of how many sources there were 10 years ago and how many there are now? If there is a substantial change, can you explain it?

Answer 25. We work closely with the Defense Agencies, the Unified Commands and the Military Services, and those organizations have not changed significantly over the past 10 years. In fact, almost every organization's PA staff has decreased in size. My office does maintain some control over public affairs slots in OSD. Every request to establish a public affairs position must be

coordinated with my staff. Over the years, very few new requests have been approved. That said, due to the growth and demands of the media itself, many organizations have made one or more persons responsible for direct coordination with my staff on public affairs related matters. These people do not, however, serve as "media outlets" or as spokespersons and do not, normally, work public affairs as full-time duties.

There have been substantial changes over the last ten years in how the news media cover the Department of Defense. Most importantly, the success of CNN has driven most national based news media into a 24 hour news cycle. This need for around the clock information, when coupled with the numerous technological advances available to the media, puts added pressure on the DoD to provide factual, coordinated responses as quickly as possible. The proliferation of trade journals and newsletters over the past ten years has also added to the public affairs challenge--there are many more deadline-pressured reporters looking for very detailed technical data.

Question 26. Not long ago, you finished a "Joint Public Affairs Doctrine." When was it begun and finished? Who was it coordinated with? What lines of authority does it establish in a joint operation environment? What is the current status?

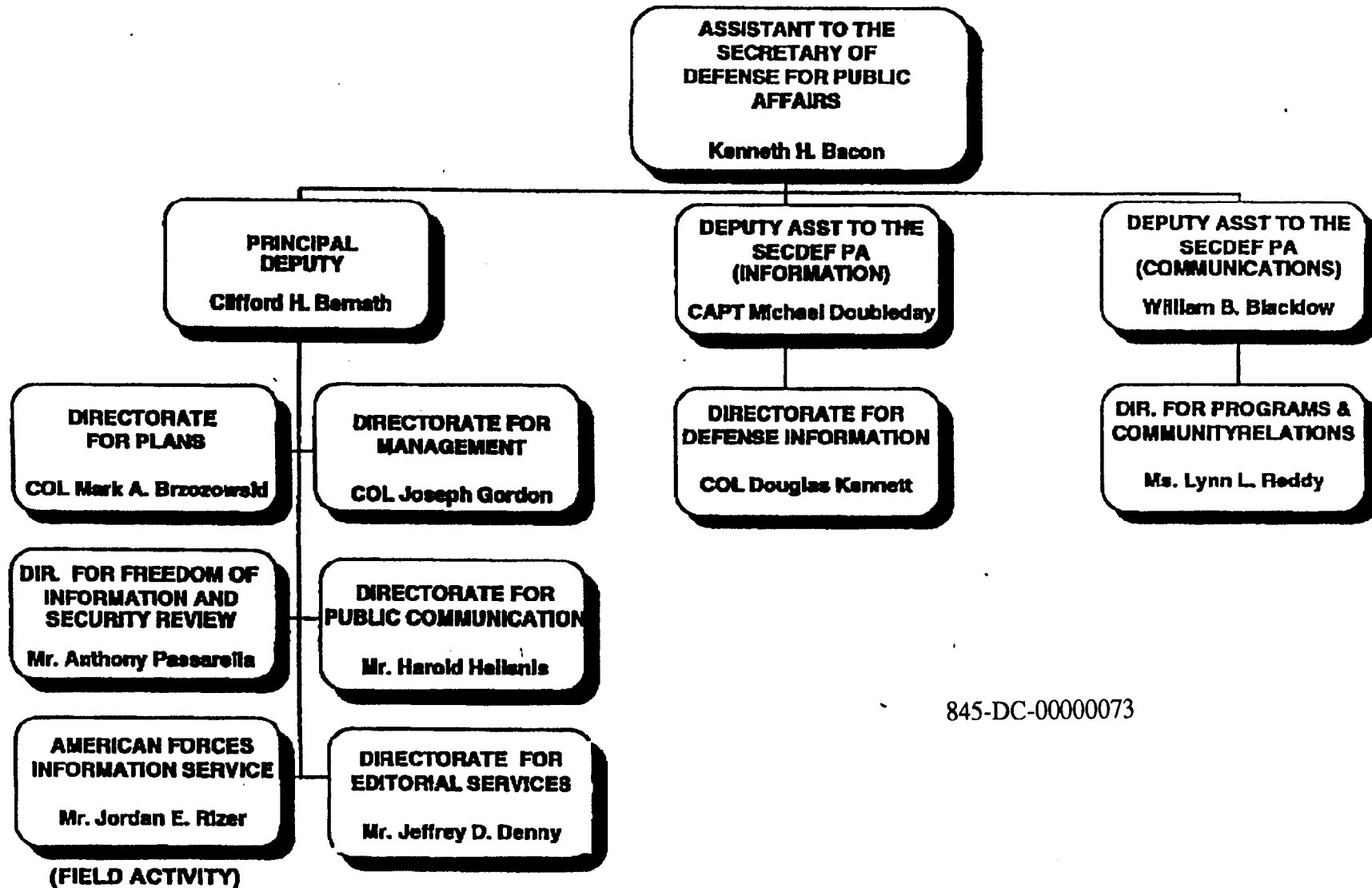
Answer 26. Joint Publication 1-07, "Doctrine for Public Affairs in Joint Operations," has not yet been completed. The project was begun in mid-1992 and took about a year to research and write. Since the doctrine would affect other wartime doctrine, both in all of the military services and with the Joint Staff, the coordination process for this doctrine has been extensive. It was formally staffed within Service and CINC PA channels twice before it was ready for formal staffing at the Service Chief of Staff, Chairman Joint Chiefs of Staff and CINC level. It is now completing its third--and, I hope, last--staffing. The suspense to the Joint Staff is March 8, 1996. We expect publication within a few months from that date.

The doctrine states that the ATSD(PA) "retains primary responsibility for the development and consistent implementation of DoD information policy" and lists the further responsibilities of this office. The doctrine also defines the responsibilities of the Joint Staff, the Military Services and the Combatant Commanders.

845-DC-00000072

[Signature]
Kenneth H. Bacon
Assistant to the Secretary of
Defense for Public Affairs

OFFICE OF THE ASSISTANT TO THE SECRETARY OF DEFENSE (PUBLIC AFFAIRS)



845-DC-00000073



OFFICE OF GENERAL COUNSEL
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
ROOM 1D197
WASHINGTON, DC 20301-1155

FACSIMILE TRANSMISSION

To: Anthony Zaccagnini
From: Donald W. Perkal, Deputy General Counsel
Confirmation Number: [REDACTED]
Fax Number: [REDACTED]
Subject: Linda Tripp
Date: March 6, 1998

THIS FACSIMILE WAS SENT TO: [REDACTED]
RECIPIENT'S CONFIRMATION NUMBER: [REDACTED]
TOTAL NUMBER OF PAGES, INCLUDING THIS PAGE: 9

Mr. Zaccagnini:

A two page letter follows in which you are requested to inform your client, Linda Tripp, of a change in her duties. Accompanying the letter is a one page statement of her new duties and reference samples that will assist Ms. Tripp in the performance of her new duties.

A handwritten signature in cursive script that reads "Donald W. Perkal".

Donald W. Perkal
Deputy General Counsel

845-DC-00000074

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DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155



By Facsimile Transmission

MAR 6 1998

Mr. Anthony Zaccagnini
Attorney at Law
Semmes, Bowen & Semmes
250 West Pratt Street
Baltimore, MD 21201

Re: Linda Tripp

845-DC-00000075

Dear Mr. Zaccagnini:

In a letter of January 26, 1998, to Ken Bacon, Assistant Secretary of Defense for Public Affairs, Ms. Tripp's attorney, James Moody, stated that "[E]xtraordinary press coverage of events surrounding [the Office of Independent Counsel] investigation has made it difficult for Ms. Tripp to leave home and has raised security concerns." As a result, Ms. Tripp requested and was granted the opportunity to work at home pursuant to a Flexible Workplace Arrangement. As you are, of course, aware, the extraordinary press coverage alluded to by Mr. Moody has not abated since his letter of January 26, 1998. Consequently, management of the Office of the Assistant Secretary of Defense for Public Affairs has determined that Ms. Tripp's continued performance of her current duties at this time relating to the Joint Civilian Orientation Conference (JCOC) would have a disruptive impact on the program's success because of the likelihood of unwanted media focus on Ms. Tripp herself both during the preparations for the JCOC tour and on the tour itself. Moreover, the issue of Ms. Tripp's security raised in Mr. Moody's letter, as well as the security of tour participants, are matters of concern to the Department. Also, I have been informed by the Office of the Independent Counsel that Ms. Tripp will be meeting with personnel of the Office some 12 hours per week for at least the next three weeks and that such meetings will occur during Ms. Tripp's duty day. While the Department is prepared to grant Ms. Tripp paid administrative leave for the time she devotes to such meetings, management is concerned that this schedule is inconsistent with the requirements of her current duties relating to the JCOC program.

Accordingly, after careful consideration of all of the circumstances, management has determined that it is impractical for Ms. Tripp to continue to perform her currently assigned duties and has therefore assigned her a new set of duties consistent with her position as a Public Affairs Specialist and also with her current work restrictions. Ms. Tripp's new duties are described in the attached enclosure. Until further notice, Ms. Tripp's first level supervisor and point of contact is Clifford H. Bernath, Principal Deputy Assistant Secretary of Defense (Public Affairs), whom Ms. Tripp may reach by telephone at [REDACTED] or, alternatively, by e-mail at [REDACTED]



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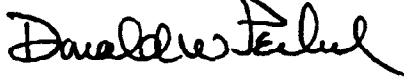
Mr. Anthony Zaccagnini

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A revised performance plan reflecting the critical elements and performance standards of Ms. Tripp's position is in the process of being drafted and will be transmitted to you shortly.

I would appreciate your transmitting the accompanying description of new duties and sample SOPs to Ms. Tripp as soon as possible. If you have any questions, I may be reached at
[REDACTED]

Sincerely yours,

A handwritten signature in black ink, appearing to read "Donald W. Perkal", with a stylized flourish at the end.

Donald W. Perkal
Deputy General Counsel

Enclosure

845-DC-00000076

Duties:**Deskside Standard Operating Procedures (SOP) for JCOC:**

Currently, there is no single reference depicting in detail HOW the JCOC program is planned, coordinated and executed. The purpose of this SOP is to provide a comprehensive and detailed source for everyone (present and future staff members) involved in every aspect of JCOC planning and execution. This deskside SOP should breakdown the entire program by individual functions; and each function should be further detailed in terms of specific tasks involved. The following is a representative, but not inclusive, list of functions.

- History of the Program
- Purpose/Objectives
- Role/duties of Program Director (Separate Deskside SOP for function performed by the Director, JCOC. Use attached format.
- Detailed description of nomination/confirmation process
- Roles/duties of each member of the OSD JCOC Cadre (Budget, deputy director, others)
- Roles/duties of the Service Reps
- Roles/duties of the Service site reps
- Roles/duties of photographer/videographer
- Follow up actions upon completion of Conference

(Note: This index is suggestive, rather than comprehensive. The intent is that for every function associated with every aspect of conference planning, execution and follow-through, there is a desk SOP that fully describes that task and how it is accomplished. An example of the SOP format is attached.)

This project is due to OASD(PA) 30 calendar days from date of receipt of these instructions. Delivery should be on disk as well as in printed format.

From time to time, you may still be asked for information related to, and advice concerning, JCOC and may be asked to perform other related duties as determined by the DASD (Communications).

S. A. M. P. L. E (2 pages)**SOP#** DM-14-1**DATE:** 8/09/91**DESCRIPTION OF ACTIVITY:**

Accountability of Metro Fare Cards for OASD(PA) users. Pick up of new Metro Fare Cards to replenish stock, to include returning Metro Fare Cards when the amount remaining on the card is insufficient to pay for a trip on the Metrorail system during rush and non-rush hour periods.

POINTS OF CONTACT:

Admin NCO's

Executive Motor Pool, Rm 3C345, 5-1575

STEPS INVOLVED IN ACCOMPLISHING ACTIVITY:

1. Pick-up/Turn-in of Metro Fare Cards:
 - a. Pick-up new cards at Rm 3C345 to replenish stock.
 - b. Turn-in cards that have less than \$1, since they contain insufficient fare, to Rm 3C345.
2. Issuing Metro Fare Cards:
 - a. Cards will only be issued to OASD(PA) personnel. Exceptions to this rule may only be authorized by the Director & Deputy Director, DM; DASD(PA), PDASD(PA), and the ASD(PA).
 - b. When a card is issued, Admin NCOs will complete the entry blocks of the Metro Card Ledger. (DATE, NAME, DESTINATION/PURPOSE, TICKET#, and BALANCE OUT.)
 - c. Ensure that the recipient initials the INIT entry block.
3. Return of Metro Fare Card:
 - a. Without delay, Admin NCOs will complete the remaining portions of the Metro Card Ledger. (DATE IN, BALANCE IN, USED UP, and INIT entry block.)
 - b. If the Metro Fare Card has been used up, the Admin NCO will enter "Yes" in the USED UP entry block.
4. Metro Fare Cards and control ledgers must be secured in DM's safe during non-duty hours.

845-DC-00000078

ATTACHMENTS:

1. Memo, dtd 10 Feb 92, Subject: Authorization to Sign for Metro Fare Cards.
2. Memo, dtd 21 Oct 87, Subject: Metro Fare Cards
3. Memo, undated, Subject: Revised Instructions for the Distribution and Use of Metro Farecards

APPLICABLE REGULATIONS AND DIRECTIVES:

PREPARED BY: NCOIC DM

845-DC-00000079

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<p>1 Q So if the information that we had --</p> <p>2 A Good work.</p> <p>3 Q -- was that you called Monica, apologized that your</p> <p>4 assistant wasn't able to set up a meeting and explained that</p> <p>5 you had been gone because of surgery, is that consistent with</p> <p>6 your memory?</p> <p>7 A It's not consistent with my memory, I don't have a</p> <p>8 memory of that, but I hope I would have done that. But, no,</p> <p>9 I don't have a memory of that.</p> <p>10 Q Then let me ask a related question there, which is</p> <p>11 do you remember whether on or about that date either</p> <p>12 President Clinton or Betty Currie might have contacted you</p> <p>13 and said "Could you give Monica a call, she's been trying to</p> <p>14 set up this interview or chat"?</p> <p>15 A Well, I'm absolutely positive President Clinton did</p> <p>16 not call me.</p> <p>17 Q All right.</p> <p>18 A I don't have a memory of Betty calling me, but she</p> <p>19 certainly could have.</p> <p>20 Q Is that something that would have been memorable?</p> <p>21 A No.</p> <p>22 Q So it's a possible interpretation of the facts, but</p> <p>23 it's not something that you recall.</p> <p>24 A I don't.</p> <p>25 Q All right. Then what we have is the WAVES record</p>	<p>1 to Monica, to the best of your recollection?</p> <p>2 A No. I'm definite about the President. That is</p> <p>3 absolutely a definite no. I don't have a memory of Be</p> <p>4 saying that.</p> <p>5 And, as I said before, I don't have a distinction</p> <p>6 in my mind clearly of what we actually discussed on the</p> <p>7 first meeting versus the second meeting. I have impressions</p> <p>8 of both those meetings, but at some point, with Monica, we</p> <p>9 did discuss her leaving the White House and we talked at</p> <p>10 length about the Deputy Chief of Staff and the role that she</p> <p>11 played.</p> <p>12 So I was very aware of that and I was very aware</p> <p>13 of how Monica felt about leaving, but I don't -- I don't</p> <p>14 have any sense or recollection of sharing anybody else's</p> <p>15 sense of that because I didn't have any idea what the</p> <p>16 President thought about it and I don't know that I actually</p> <p>17 knew what Betty thought about it at that point.</p> <p>18 Q Then let me suggest a way that you might have</p> <p>19 thought about it and a way that that conversation might have</p> <p>20 occurred. And, again, I'm just trying to refresh your</p> <p>21 recollection and, if it fits, fine. If it doesn't, just let</p> <p>22 me know.</p> <p>23 A Okay.</p> <p>24 Q But it seems to me that it's possible that what</p> <p>25 happened was Betty, in talking to you about Monica and</p>
Page 14	Page 16
<p>1 on June 16th and that's the time that Ms. Croft waved in</p> <p>2 Monica and it sounds like that is the time that you think is</p> <p>3 probably the first meeting with Monica.</p> <p>4 A Yes.</p> <p>5 Q All right. There's then about a week later a</p> <p>6 document that we have suggesting that there are still some</p> <p>7 questions in Monica's mind about the job situation, but that</p> <p>8 you had told Monica during this June meeting that the</p> <p>9 President had told you that Monica had gotten a bum deal,</p> <p>10 basically had been dismissed from the White House unfairly.</p> <p>11 Did you say anything like that to Monica?</p> <p>12 A No.</p> <p>13 Q Is it possible that you said to Monica something</p> <p>14 like "I understand that you may have gotten a bum deal" and</p> <p>15 that you might have said that because that's what Betty had</p> <p>16 told you?</p> <p>17 A This is prior to my meeting with her?</p> <p>18 Q No, no. I should make this clear. June 16th is</p> <p>19 when you actually had the meeting.</p> <p>20 A We're talking about the meeting?</p> <p>21 Q Yes. The first meeting. And then a week later, we</p> <p>22 have a document indicating that Monica thought that you had</p> <p>23 told her in that first June meeting that you had told her</p> <p>24 that either the President or possibly Betty Currie thought</p> <p>25 that you'd gotten a bum deal. Did you say anything like that</p>	<p>1 letting you know that Monica would like to have a chat with</p> <p>2 you, she might have said something like, "You know, she</p> <p>3 doesn't like her job with the Department of Defense, she was</p> <p>4 dismissed from her White House job under circumstances that</p> <p>5 she thought was a little unfair." And then in your sort of</p> <p>6 breaking the ice and chatting with Monica, you might have</p> <p>7 relayed that information to her. Is that something that you</p> <p>8 might have done?</p> <p>9 A I don't have a memory of that, but I certainly</p> <p>10 would have -- I mean, I was very initially empathetic with</p> <p>11 Monica.</p> <p>12 Q And that might have been a basis for the empathy?</p> <p>13 A It was a basis for the empathy. I mean, I did</p> <p>14 not like the fact that she felt so wronged. And I wasn't</p> <p>15 sure what all the facts were, but I don't have any clear</p> <p>16 memory at all of Betty telling me about any of that. She</p> <p>17 very easily in letting me know who Monica was could have</p> <p>18 told me that because at some point I knew that and know it</p> <p>19 today.</p> <p>20 Q So it sounds like what you're saying is you do</p> <p>21 have a memory of having empathy during that June 16th</p> <p>22 meeting and that part of that --</p> <p>23 A No. I want to be really clear. I do not have</p> <p>24 these meetings fixed in my mind of what happened on which</p> <p>25 meeting, so I can't say -- I truly don't. I just don't know.</p>

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1 These are impressions that I have now. These are feelings
 2 that I remember having, but I can't tie them specifically --
 3 I mean, we're talking about now a June 16th meeting, so I
 4 can't say what I felt back then or thought back then.
 5 Q Okay. Let me approach it more generally.
 6 A Okay.
 7 Q At some point, and possibly in this first meeting,
 8 you had empathy with what appeared at that time to be
 9 Monica's situation and that you knew that Monica felt she had
 10 left the White House under circumstances that she thought
 11 were unfair, but you're not sure whether or not you got that
 12 information from Betty or even from Monica herself.
 13 A Well, I know I got it from Monica.
 14 Q All right.
 15 A I'm certain about that.
 16 Q Yes.
 17 A I don't know --
 18 Q Whether in addition --
 19 A Whether I got it from other places. I don't know
 20 how much Betty told me when she talked to me about that
 21 situation. Because now what I know, I know it from so many
 22 other sources.
 23 Q I understand. Is that the kind of thing that Betty
 24 might have said to you in setting up something like this?
 25 A Yes.

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1 Q All right. Now, we also have information that
 2 Monica sent you some letter immediately after that first
 3 interview and I think we talked about it a little bit earlier
 4 and you described it as kind of a gushy letter, the way that
 5 you described it. Did that letter have any information in it
 6 about what she wanted by way of a job? Or was it simply a
 7 thank you?
 8 A My memory of it was a thank you, but she could have
 9 reiterated the two -- actually, the three things we talked
 10 about, but I don't think it did. My memory of it is just a
 11 very short note.
 12 Q And what were the three things, if you can recall?
 13 A Prior to our meeting, she had met and interviewed
 14 in the National Security office. She was interested in
 15 anything in communications. And then I had broached the idea
 16 of detailing her to work on a women's outreach project
 17 specifically with me.
 18 Q All right. The next date, as we're walking through
 19 this evolution of the job efforts, is the WAVES record on
 20 July 16th. And, again, with respect to that, the question is
 21 going to be whether or not you actually met with her or
 22 didn't, and you indicated earlier that you're not sure, but
 23 we do have a document that's dated about a week later and
 24 that document suggests that Monica believed that you had
 25 offered her, and it's possible that she was simply being

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1 optimistic about a discussion, but had offered her a position
 2 as a detailee.
 3 A Incorrect.
 4 Q All right. You had at least, though, discussed the
 5 detail position with her during that first meeting.
 6 A Yes.
 7 Q All right. So there's nothing about this
 8 particular document that I have in mind that's in somewhat
 9 late July that refreshes your recollection about what might
 10 have happened on July 16th.
 11 A No, but it's also not inconsistent with what we
 12 would have discussed.
 13 Q In June.
 14 A Correct.
 15 Q I see.
 16 A Correct. I mean, it could have been at either time
 17 because we did discuss that and we discussed the detailee
 18 position at length and, as I indicated earlier, my first
 19 reaction or impression of Monica was she wasn't interested in
 20 that and then she called me back and said she was.
 21 I did look into that to find out if we could do it
 22 and we couldn't do it. Her thinking that -- well, I don't
 23 know that she actually thought that, but that's not correct.
 24 I don't know how she would have thought that she'd been
 25 offered the job.

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1 Q One of the things that this document suggests is
 2 that her hope was to do this detail for a while and then
 3 possibly go from there into a communications related
 4 position. Is that something that you had spoken with her
 5 about during either that first meeting or one of those first
 6 telephone calls?
 7 A That's very realistic and, yes, we would have
 8 discussed that. A detail is time-specific. At max, it can
 9 be 120 days, depending on her agency it could be less and
 10 depending on what we have left on a detail package. So I
 11 know we would have discussed the fact that that's a good way
 12 to get in the building, find out what other jobs are there
 13 and then it's easier to get a job within the building once
 14 you're in the building.
 15 Q I mentioned to you, I think, that this document
 16 that we have is dated in -- well, I'll be even more specific,
 17 July 23rd. And then if I recall, you returned from your trip
 18 abroad August 1st and since the July 23rd document talks
 19 about this detail and she still hopes that the detail will
 20 come through, that makes me think that you had not determined
 21 yet whether or not the detail had been canceled.
 22 Does that square with your recollection of the
 23 timing of when you determined that the detail wasn't
 24 available?
 25 A No.

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<p>1 Q All right. Tell me why.</p> <p>2 A I think by the time I left, I knew that that wasn't</p> <p>3 going to happen. I think I had already found out the</p> <p>4 information I needed.</p> <p>5 Q When did you leave?</p> <p>6 A What I'm less confident of is when I actually told</p> <p>7 her.</p> <p>8 Q I see.</p> <p>9 A And that's where I'm confused. I want to help you</p> <p>10 on this, too, because I'm truly confused in my own mind</p> <p>11 whether I saw her before or after. I think I saw her before</p> <p>12 I left the country, but I don't close the door.</p> <p>13 Q When did you leave the country?</p> <p>14 A Well, that's what I said. I'm not sure. I said</p> <p>15 earlier I think it was around 17, 18, 19, some time in there.</p> <p>16 And that's the piece, I apologize, I still don't know, I</p> <p>17 haven't found out.</p> <p>18 Q And you were gone for two weeks, getting back in</p> <p>19 August?</p> <p>20 A I think I was gone 10 or 12 days.</p> <p>21 Q All right. And your belief is that before you left</p> <p>22 on the 17th, 18th or 19th, you had already determined that</p> <p>23 the detail wasn't available, but you're not sure whether or</p> <p>24 not you communicated that to Monica.</p> <p>25 A Correct.</p>	<p>1 see her this afternoon." That's not that hard to do.</p> <p>2 Q I see.</p> <p>3 A Or unusual.</p> <p>4 Q So it might relate to you, but it wouldn't relate</p> <p>5 to something -- a meeting that actually occurred with you.</p> <p>6 A Correct.</p> <p>7 Q Good. We also have some information that some time</p> <p>8 in mid August Monica had told some people that she was having</p> <p>9 trouble with you and the job hunt situation. Let me give you</p> <p>10 a few more details and then we'll try to again place these</p> <p>11 details into the time line I'm trying to develop here.</p> <p>12 A Okay.</p> <p>13 Q There's a reference to Monica telling Ms. Bailey,</p> <p>14 who was the liaison for these kinds of jobs, that -- thank</p> <p>15 you for your assistance and she is interested and continues</p> <p>16 to be interested in the detail that you had offered her.</p> <p>17 And, again, that's August 25th.</p> <p>18 How does that square with the time line that we're</p> <p>19 trying to develop?</p> <p>20 A I don't know what time line you're trying to</p> <p>21 develop. You lost me for a second.</p> <p>22 Q Okay. We have what appears to be a meeting on</p> <p>23 June 16th. We have what may be a meeting on July 16th.</p> <p>24 We have you going to Paris and coming back and then we have</p> <p>25 in late August, August 25th, discussions between Monica and</p>
<p>Page 22</p> <p>1 Q If you returned from your trip on about August 1st,</p> <p>2 and we have this ambiguous WAVE entry on the 1st, it strikes</p> <p>3 me that you might have a specific recollection of a meeting</p> <p>4 on the very same day that you got back from Paris. And so</p> <p>5 the fact that your return is on the same day as this</p> <p>6 ambiguous WAVE entry makes me think that that may be</p> <p>7 something that will jog your memory. Anything like that in</p> <p>8 your memory?</p> <p>9 A I don't think I had that meeting. I think I had a</p> <p>10 meeting prior to my going. I don't have a memory of her</p> <p>11 after I got back. I could have, but I don't have that</p> <p>12 memory. And I would not have come in to work on the day I</p> <p>13 got back. I'm not a good traveler. And I know you need to</p> <p>14 know all this and I really will find out exactly when.</p> <p>15 Q But another way of interpreting that is if you did</p> <p>16 get back on August 1st, it's unlikely that that ambiguous</p> <p>17 WAVE entry relates to Monica coming in to see you.</p> <p>18 A No.</p> <p>19 Q It's not unlikely?</p> <p>20 A No. As I said, she could have been waved in,</p> <p>21 possibly saying she wanted to see me.</p> <p>22 Q I see. I see.</p> <p>23 A And she could have -- she knows a lot of people in</p> <p>24 the building. She could have gotten anyone to do that. She</p> <p>25 could have said, "She's not here, but I'm going to hopefully</p>	<p>Page 24</p> <p>1 Ms. Bailey where Monica appears to still be optimistic about</p> <p>2 working with you on this detail.</p> <p>3 Does that, that August 25th communication, between</p> <p>4 Monica and Ms. Bailey, does that square with your</p> <p>5 recollection?</p> <p>6 A No, because -- no. But it wouldn't. Liz Bailey is</p> <p>7 the White House liaison for the Department of Defense.</p> <p>8 Anything Monica wanted to do, regardless of what it was,</p> <p>9 would have to be approved by Liz.</p> <p>10 So I had already instructed Monica early on that</p> <p>11 she had to work with Liz Bailey on anything she did. She had</p> <p>12 to work with Ken Bacon. So any conversation she would have</p> <p>13 been having with Liz fits with what she should have been</p> <p>14 talking to Liz about.</p> <p>15 Now, her wanting a detail --</p> <p>16 Q But she said that she wanted to take the detail</p> <p>17 that you had offered her.</p> <p>18 A She could have said that. I mean, I don't know</p> <p>19 that she said -- that doesn't have a meaning for me in any</p> <p>20 way.</p> <p>21 Q Well, it would be odd for someone to say "I'll take</p> <p>22 the detail that was offered to me," if you had already</p> <p>23 withdrawn that offer.</p> <p>24 A Well, I hadn't -- you're right. I don't know that,</p> <p>25 so that -- that doesn't -- it still doesn't help me. I truly</p>

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1 do not know whether I saw her. I talked to her on the phone,
 2 I know, but I still don't think that I saw her.
 3 Q I'm trying to use that as a fulcrum around which we
 4 can try to place in time the time when you told Monica this
 5 isn't going to happen, the detail's not going to happen.
 6 A My memory if it was I told her that in a phone
 7 call.
 8 Q Okay.
 9 A I thought I had wrapped all that up before I left
 10 except for I know I talked to her once when I got back. The
 11 when of that conversation, I don't know when.
 12 Q All right.
 13 A If it was that late, it could have been that late.
 14 My sense is Liz Bailey knew that there was no detail.
 15 Q All right. Finally, to try to place one more fact
 16 into this potential time line, again, see if it squares with
 17 your recollection, we have reference to a discussion between
 18 Monica and Ms. Bailey some time in August and I'm not
 19 entirely sure when, where Ms. Bailey says to Monica, "Look,
 20 I've talked with Marsha and it looks like there may not be a
 21 detail available. You need to talk with Marsha about that."
 22 Did you talk with Liz Bailey about that?
 23 A Yes.
 24 Q All right. And do you remember whether Monica did
 25 have a conversation with you, possibly on the telephone,

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1 about the detail?
 2 A Well, yes. As I've said numerous times, I had a
 3 conversation with Monica and I told her that was not going to
 4 work. Where I'm not clear is I thought all this was
 5 condensed in a much shorter timeframe than you're seeming to
 6 allege that it could have occurred in.
 7 I don't dispute that it could have been drawn out
 8 over that time. That's not how I remember it, but part of
 9 that is because that was a longer period of time than I
 10 thought I spent on this, though.
 11 Q Let me try to re-characterize what I think you've
 12 just said, which is that it's at least conceivable that what
 13 happened in time is that you told Liz Bailey some time in
 14 August that the detail was not going to happen, that Liz
 15 Bailey told that to Monica some time afterwards and that
 16 Monica and you had the telephone conversation or perhaps even
 17 a meeting in person, but let's suggest a telephone
 18 conversation, where you said the detail's not going to
 19 happen.
 20 A That could have happened. That could have happened
 21 that way.
 22 Q All right. Okay. Fair enough. You had mentioned
 23 earlier that you thought that Ken Bacon had not approved a
 24 detail for Monica.
 25 A Correct.

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1 Q What made you think that?
 2 A Well, now I don't know, now that you're asking me
 3 as if it didn't happen. That's just my recollection. I
 4 assume I would have gotten that from Liz Bailey. Maybe
 5 that's what I wanted him to say. That's just my memory of
 6 it. I don't know.
 7 Q All right.
 8 A I still think that.
 9 Q Let me throw out another interpretation and tell me
 10 whether this makes sense or not. One interpretation might be
 11 that you had told Monica that there might be a detail, you
 12 were hopeful that Ken Bacon or Liz Bailey might say "It's not
 13 going to happen," and then they would in a sense take care of
 14 her not getting the detail.
 15 Bailey calls you and says -- or somehow
 16 communicates to you that Bacon has said it's okay, which then
 17 puts you in a position of having to do the dirty work, for
 18 lack of a better word, and so you tell Liz, "Well, it turns
 19 out that I've spoken to people on this end and there isn't a
 20 detail."
 21 Liz then tells Monica, Monica calls you and then
 22 you say to Monica, "Sorry, we just don't have a detail."
 23 That's another interpretation that throws in a
 24 couple more facts. How does that interpretation square with
 25 your recollection of the facts?

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1 A The only piece of it that doesn't square is the Ken
 2 Bacon piece. I found out, and here's the only fact that I
 3 know, is that I technically could not have a detailee, so
 4 that dried up. I at the same time had come to decide I
 5 didn't want Monica.
 6 I am sure that in my discussions with Liz I would
 7 have told Liz to encourage Monica to stay in a job where she
 8 was wanted and needed. And my impression was they wanted to
 9 keep her, but I could be dreaming that up. But that's my
 10 impression.
 11 Q All right. Would it be consistent with your
 12 approach to handling people like Monica to try to see whether
 13 or not her interest would go away before you had to get in
 14 her face about it and say "It ain't gonna happen"?
 15 A That's fair enough to say. I wanted Monica to come
 16 out of this feeling good about herself and feeling satisfied.
 17 She was a young woman, she had a very good job which for a
 18 lot of people that was a very glamorous job. It had a lot of
 19 travel with it.
 20 The more I found out about the job and the
 21 interactions I had with her, that was the appropriate place
 22 for her. And, yes, I really wanted her to stay there and I
 23 had hoped that she would stay there willingly and be happy
 24 and I wanted her to get the kind of support on that side and
 25 I know I talked to Liz about that, of supporting her in

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<p>1 staying and make a career choice to stay there rather than 2 try to move on. 3 Q Did you have any further conversations with Liz 4 Bailey about this at all? 5 A I talk to Liz Bailey regularly, intermittently, 6 because she's our liaison. I am sure during the period where 7 I was working on this amongst other things I would have 8 discussed it with her, but I haven't discussed it, I don't 9 think, since that period. 10 Q And do you remember either specifically or 11 generally any of these other discussions that you may have 12 had with her? 13 A No, but I don't have specific memories of any 14 conversations back around that period. I have snippets and 15 impressions, but I -- no, I don't. 16 Q All right. Do you have any snippets or impressions 17 about discussions with Liz Bailey about this? 18 A No, other than what I've said. 19 Q All right. That's what I meant to ask. 20 A Yes. 21 Q Other than what you've already told us. 22 A Monica in many ways is not unlike a number of 23 people. The unique thing for me about Monica was her 24 reference to being treated differently and treated badly. 25 That's not usual. I'm sure she's not the only case, but it's</p>	<p>1 long have you known Webb Hubbell? 2 A Since we were in the tenth grade. 3 Q Could you just give us a quick description of he 4 your friendship with him has evolved from that time until 5 now? 6 A For the most part, except for probably a few years 7 in there, we've stayed in touch. We've gotten in the last 8 probably -- probably 20 or 25 years, we've probably been 9 closer. We knew each other well in high school, then we 10 drifted apart. Probably in the early '70s, we hooked up 11 again and have stayed close ever since. 12 Q Would you regard him now as one of your better 13 friends? 14 A He's one of my best friends. 15 Q Best friends? 16 A Mm-hmm. 17 Q All right. What I'd like to do is focus a bit on 18 the nature of your relationship as the two of you started 19 working with the federal government there in '93. What 20 position did he come to in '93? 21 A He was the Associate Attorney General. Initially, 22 when we first came up here, he was the only political 23 appointee that we had in the Justice Department for some time 24 period. He and Stuart Gerson, who was the acting Attorney 25 General, I guess ran the Justice Department for us for</p>
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<p>1 not -- it's rare but that piece is different and in her 2 reference to the other women and that she felt like she was 3 singled out on some basis. Those were the two things that 4 were significant about Monica. All the rest about her 5 disliking her job, liking her job, trying to find other jobs, 6 is very routine. 7 MR. EMMICK: All right. That pretty much closes up 8 the questions that I had with regard to what I'm calling the 9 time line, for lack of a better word. What I'd like to do is 10 now turn to another topic, if you'll give me just one second. 11 (Pause.) 12 MR. EMMICK: Here's what I'd like to do. It's a 13 little early for a break, so what I'll do is get into a 14 subject area, then we'll break, but there may be some 15 follow-up questions that we would like to ask based on the 16 time line because we'll inquire with the grand jury whether 17 they have any additional questions, so we may be circling 18 back to that same topic. 19 THE WITNESS: Fair enough. 20 MR. EMMICK: Just so that you know. 21 What I'd like to do is ask some questions about 22 Webb Hubbell. 23 THE WITNESS: I'm so surprised. 24 BY MR. EMMICK: 25 Q Let me first ask some background questions. How</p>	<p>1 number of months early on and that was when I was the 2 Director of -- 3 Q Correspondence? 4 A Yes, Correspondence and Messages. Thank you. 5 Q During that time period, that '93, '94 time period, 6 were you in frequent contact with him? 7 A Yes. 8 Q What does frequent contact mean to you? 9 A Every day. 10 Q Good. Telephone contact or lunches, breakfasts? 11 A All of the above. 12 Q Were you talking about business or just socializing 13 or both? 14 A Never business, always socializing. 15 Q He never talked about DOJ matters at all? 16 A No. Webb and Vince were -- Vince Foster -- 17 they were what I thought was the epitome of what a good 18 lawyer was in that they never discussed their business 19 with anybody. 20 Q At least not with you. 21 A At least not with me. 22 Q Okay. There came a time when Mr. Hubbell ha 23 concerns about the billings that he had with his law firm. 24 Do you recall that time? 25 A No.</p>

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1 Q Well, he --
 2 A Maybe I don't -- what are you asking? What's
 3 the -- are you asking me for a time or a date?
 4 Q I'll jump forward and then I'll come back.
 5 A Okay.
 6 Q He pled guilty to fraud in connection with billings
 7 made while he worked for the law firm. Right?
 8 A Correct.
 9 Q All right. Some time before that, did you have any
 10 conversations with him about those billings?
 11 A Not specifically about that. I'm not sure that I
 12 ever was -- until Webb pled guilty, I was not aware of
 13 specifics and to this day I'm not aware of specifics other
 14 than what others have told me.
 15 Q Before he pled guilty, there were a number of
 16 articles in the newspaper.
 17 A Correct.
 18 Q Describing the nature of the fraud that ultimately
 19 was going to be charged against him. Did you know of those
 20 articles?
 21 A I did.
 22 Q Did you ever ask him about them?
 23 A Yes.
 24 Q What did he say?
 25 A And he said that was not true.

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1 Q Can you place that in time a little bit?
 2 A Well, I don't know. I haven't thought about it
 3 that way. The very first article that I ever remember
 4 about Webb was when -- I think that I remember -- was
 5 The Wall Street Journal did a series of Webb Hubbell 1, 2
 6 and 3 or something and that became the -- we joked about
 7 those a lot because that was one of things that was so
 8 painful for Vince Foster as well, that type of article.
 9 At some point, there were allegations that he had
 10 some billing disputes with the Rose firm. I didn't believe
 11 that based on the Webb Hubbell that I knew. That was
 12 inconceivable to me. I continued not to believe that until
 13 he pled guilty. And even when he pled guilty, I continued
 14 not to fully believe them.
 15 Q Before he pled guilty, he resigned from the
 16 Department of Justice.
 17 A Correct.
 18 Q When he resigned, did you have any conversations
 19 with him about the billing dispute?
 20 A No. Not -- no. I didn't have specific
 21 conversations about the billing dispute, but I was very
 22 unhappy that he was resigning and didn't think he should
 23 resign. I was firmly convinced of his innocence and felt
 24 like that he was being hounded and singled out unfairly.
 25 I was probably one of the last of the true believers in his

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1 innocence.
 2 Q After he resigned, do you know what he did
 3 employment wise?
 4 A I know that as long as he retained his law license
 5 he -- well, let me back up. When he first resigned, I mean,
 6 there was no reason to think that anything was wrong. I
 7 mean, I didn't see anything -- as far as I knew, there was
 8 nothing wrong. And he had an office, I believe, with -- I
 9 don't know what the firm's name is.
 10 A friend of ours had given him space in his office
 11 to use and I knew that Webb was going to try to get clients.
 12 He was a lawyer. And that's pretty much the extent of what I
 13 knew.
 14 Q He stayed here in Washington.
 15 A Stayed in Washington.
 16 Q Were you aware during 1994 of any efforts by people
 17 in the White House to assist Webb Hubbell in finding
 18 employment?
 19 A No.
 20 Q Any discussions of any efforts at all that you're
 21 aware of?
 22 A Webb was loved by the people that knew him and he
 23 had done an outstanding job at the Justice Department and
 24 there were man of us who had known Webb for years and there
 25 was a great caring for him and a lot of us believed in his

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1 innocence, so I never knew of anyone finding him jobs, but I
 2 knew of Webb trying to find employment, but I never heard
 3 anyone in the White House talking about, "Oh, I'm going to
 4 try to get Webb a job," but there were discussions about "I'm
 5 sorry this is happening to Webb, I hope he's okay." It
 6 doesn't surprise me that people would have tried to help him.
 7 Q What people do you think would have helped him,
 8 either because they liked him a lot or because they were in a
 9 position to help him?
 10 A I think anyone that knew Webb Hubbell would have
 11 helped him if they could have helped him. We all believed he
 12 was innocent. I don't think there was a person that I knew
 13 that thought that he had done anything wrong and that he was
 14 being politically persecuted.
 15 Q When you had these discussions with Webb, sort of
 16 daily discussions with him, did he ever say anything about
 17 getting any jobs? Did he say, "Gosh, I got a new client in
 18 today, an interesting person," and describe the client?
 19 A No.
 20 Q Did he ever describe his clients at all?
 21 A No.
 22 Q Did he ever describe getting any work?
 23 A No.
 24 Q Did he ever say that he had met people who had
 25 connections to the White House at all?

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<p>1 A No, but he wouldn't say that. He knew everybody in 2 the White House. I mean, Webb was a well known figure and he 3 had captured the imagination of a lot of people, partly 4 because he had become so popular at the Justice Department 5 with the career people. They liked him a lot. He had opened 6 up, I think, a lot of doors in the Justice Department for the 7 career people. They felt more involved. 8 We had also had a series of really high profile 9 crises with Waco occurring during his tenure with Attorney 10 General Reno. He's a physically big man. He was a pro 11 football player and his presence was eye-catching to people. 12 He was well known, well liked. 13 Q Just to summarize, it sounds to me like you're 14 saying you're unaware of any efforts by any White House 15 personnel to try to find him employment. 16 A Correct. 17 Q No referrals at all that you're aware of? 18 A What do you mean? 19 Q From White House personnel referring business to 20 Webb Hubbell. 21 A Absolutely not. 22 Q You say "Absolutely not." 23 A We don't do that. White House Personnel, first of 24 all, I wasn't working there -- 25 Q I'm sorry. I meant the small personnel.</p>	<p>1 Arnold? 2 A Yes. 3 Q How do you know who Truman Arnold is and who is he? 4 A I know Truman -- well, that's not fair. I have 5 known who he was and I have met him through the years. He 6 was a very prominent Arkansan, always referred to as the 7 other one from Texarkana, Ross Perot and Truman Arnold. 8 I knew him from back in the Fullbright days and 9 then I got to know Truman and his wife Anita probably at the 10 close of the '92 campaign. 11 Q Were you aware that Mack McLarty called Truman 12 Arnold about employment for Webb Hubbell? 13 A I'm still not aware of that. 14 Q Again, that sounds like a no. 15 A Right. I'm not aware of that. 16 Q All right. Were you aware or do you know that 17 Arnold eventually hired Hubbell? 18 A I may know that. 19 Q Okay. How did you come to know that? 20 A I don't know. I don't know that for sure, but I 21 think that -- well, I don't know that I know that, but I 22 think that. It would not have surprised me, doesn't surprise 23 me. 24 Q How might you have learned that, if you do know it? 25 A I would have learned it from media. I mean, I</p>
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<p>1 A Oh. Back up. 2 Q People who work at the White House. 3 A Oh, okay. Ask me again. I was going down a whole 4 different road. 5 Q Yes, I wasn't sure, when you said "Absolutely not," 6 it sounded like you might have misinterpreted it. 7 A Yes. Yes. 8 Q Are you aware of any people at the White House 9 making any referrals to Webb Hubbell? 10 A I wasn't then. I've heard now that there were. 11 But, no, I never heard that from anybody. 12 Q And when you say that you've heard now, are you 13 referring to what you've read in the newspaper -- 14 A Correct. 15 Q -- or have you had any conversations with anybody 16 on that subject? 17 A No. No conversations. I'm referring to what I've 18 heard in the media. 19 Q Were you aware that Mack McLarty -- well, you know 20 who Mack McLarty is? 21 A Yes, I do. 22 Q What position did he have at the White House? 23 A I believe at the time period that you're referring 24 to, he was the Chief of Staff. 25 Q Have you ever heard of a person named Truman</p>	<p>1 don't believe that Mr. Arnold has ever told me that and I 2 know Webb has never told me that. 3 Q Have you spoken with Mr. Arnold in person? 4 A Numerous times. 5 Q So just describe for us then, briefly, what the 6 nature of your relationship is with Truman Arnold. 7 A Purely social. He and his wife have become good 8 friends. 9 Q You have socialized on occasion with him and his 10 wife? 11 A Socialized with him. Whenever they would come to 12 town in the past, I would try to always have dinner with them 13 and have lunch with his wife when she was here. Purely 14 social. 15 Q Did he know that you were friends with Webb? 16 A Yes. 17 Q It strikes me that if you're friends with the 18 Arnolds and you're friends with Webb that when Arnold comes 19 to hire Webb, that would be something that would come up in 20 the course of a conversation. 21 A The men that we're referring to, Truman and Webb, 22 don't talk business in front of women generally. They're 23 pretty sexist that way. At least Truman is. I have never 24 had a business discussion with Truman Arnold. I don't 25 discuss what he does, who he hires. He's never discussed it</p>

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1 with me. I know him in a social context. And that
2 particular group of men does not discuss their business
3 socially with women present.

4 Q Okay. So it sounds like you were aware in some
5 general sense that Arnold may have hired Hubbell, but you're
6 not entirely sure when you learned it or whether you learned
7 it, simply from the media or possibly from some other
8 discussions?

9 A Webb was in business for himself when he left the
10 Justice Department. He was soliciting clients. It would
11 have been natural for him to solicit among the people that he
12 knew. He knew the Arnolds. It didn't occur to me one way or
13 another whether he was or wasn't.

14 It does not surprise me that Mr. Arnold would have
15 hired Webb. I'm delighted that he did. But it's nothing
16 that I would have inquired about. Or that they would have
17 shared with me.

18 Q If Webb and Mr. Arnold had a relationship of that
19 kind, can you think of any reason why Mack McLarty would make
20 a call to Mr. Arnold to try to arrange for some sort of
21 employment for Webb?

22 A Well, Mack also is someone that had known Webb for
23 a very long time. We were all at the University of Arkansas
24 together at the same time. We are a close-knit group of
25 people. A friend of my friend is my friend.

1 A No.

2 Q Do you know Mr. Rappaport, Reaud, Moores, or Conn?

3 A I know all but Mr. Moores. I only know him -- I've
4 been introduced to him. And when I say know, I have met all
5 those people socially. I don't know them.

6 Q I asked the question earlier, are they the people
7 whose names would be in your Rolodex?

8 A Mr. Moores isn't. Mr. Conn and -- I know
9 Mr. Rappaport the best, but, yes. Except for Mr. Moores.

10 Q Are they among the very close-knit group that you
11 were referring to earlier?

12 A No.

13 Q The Arkansans?

14 A No. They're Texans.

15 Q Texans? Well, there you go.

16 A We make a distinction. They are close friends of
17 Mr. Arnold.

18 MR. EMMICK: All right.

19 THE FOREPERSON: Mr. Emmick?

20 MR. EMMICK: Yes? Is this a good time for a break?

21 THE FOREPERSON: Yes.

22 MR. EMMICK: Having mentioned the great state of
23 Texas, that's an appropriate time for a break.

24 THE WITNESS: Who's the Texan here?

25 MR. EMMICK: Sol.

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1 And I think Mack out of knowing Webb and knowing
2 Truman, if he did that, that would have been a very natural
3 thing for him to do, something he would have done for anyone
4 that was a close friend. And I think he would have brought
5 that up immediately if he heard a friend was in need.

6 Q Were you aware or did you know that Mr. Arnold had
7 helped to arrange for several of his friends to hire Webb
8 Hubbell? I'll give you a list of names. A fellow by the
9 name of Bernard Rappaport. A fellow by the name of Wayne
10 Reaud. A fellow by the name of John Moores. A fellow by the
11 name of -- in fact, I don't know if it's a fellow or not,
12 maybe I'm being sexist -- C.W. Conn.

13 A It's a man.

14 Q A man? All right. Did you know or were you aware
15 that Mr. Arnold made arrangements for those people to hire
16 Webb?

17 A At the time, I didn't, but it doesn't surprise me.

18 Q But you do know it now?

19 A I know what I have heard and I've been subpoenaed
20 on all those men and all those records, so I'm accepting that
21 that's the case.

22 Q Did you have any discussions with Webb about that?

23 A No.

24 Q Did you have any discussions with Mr. Arnold about
25 that?

1 THE WITNESS: All right.

2 MR. EMMICK: Let's take a break. Thank you.
3 (Witness excused. Witness recalled.)

4 THE FOREPERSON: Ms. Scott, I need to remind you
5 that you are still under oath.

6 THE WITNESS: Thank you.

7 MR. EMMICK: Do we have a quorum present?

8 THE FOREPERSON: Yes, we do.

9 MR. EMMICK: Are there any unauthorized persons in
10 the grand jury room?

11 THE FOREPERSON: No, there are not.

12 MR. EMMICK: Why don't we continue? We were asking
13 questions about Mr. Webb Hubbell.

14 BY MR. EMMICK:

15 Q One of my follow-up questions relates to a comment
16 that you had made, suggesting that Webb and Truman Arnold did
17 not -- were somewhat sexist and did not talk about --

18 A I said Truman was.

19 Q Oh, I'm sorry. My mistake. Truman was. And that
20 he didn't discuss business-related matters with women.

21 A That's my impression.

22 Q And you also indicated that Mr. Hubbell didn't
23 discuss business matters at least with you.

24 A Yes.

25 Q The follow-up question that I had is when you met

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1 socially with either Mr. Arnold and Mr. Hubbell and their
2 wives, did you have any conversations with the wives about
3 any of these employment opportunities, let's call them.

4 A No.

5 Q None at all.

6 A None.

7 Q All right. They didn't raise the subject, you
8 didn't raise the subject?

9 A Only in generics. And let me separate "the wives."

10 None with Anita Arnold, Truman Arnold's wife. Susie Hubbell
11 is also a close friend of mine. We have agonized over their
12 family situation. They have four children. At the time, all
13 four were still in various stages of being at home. They had
14 son that was finishing up college, but all the other children
15 were in college or actually were in grade school, high
16 school, and college. She was always concerned about what was
17 going to happen with the family.

18 So in that context, we agonized constantly over how
19 they would get by. But we did not ever discuss specifics of
20 how they would get by, other than in the context of what I
21 could do to help them.

22 Q Did she ever say anything like "Thank goodness the
23 White House is helping us out"? Anything like that?

24 A The White House wasn't helping them out and she may
25 have said that.

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1 Q Did she ever say anything like "Thank goodness Webb
2 has been able to pull in a lot of business"?

3 A No. I don't think Susie felt that. I think her
4 fear -- her anxiety level has hardly ever diminished. I
5 think she to this day has great and deep concerns about how
6 they're going to get by and I don't think that was ever
7 alleviated because once he pled guilty, Webb had tremendous
8 fines and back taxes that are owed.

9 MR. EMMICK: The record should reflect that
10 Mr. Wisenberg has entered the grand jury room.

11 BY MR. EMMICK:

12 Q She had those concerns -- let me just follow up on
13 that a bit. Do you know about how much money Webb was making
14 during this time period?

15 A I do not.

16 Q Do you have the impression that he was not making
17 much money and that's why their financial circumstances
18 seemed dire to Anita Hubbell?

19 A No. Susie Hubbell.

20 Q Susie Hubbell.

21 A Anita Arnold, Susie Hubbell.

22 Q My mistake. So did you have the impression that he
23 was not making much money?

24 A It was my impression. But that's relative. That
25 may be little to me, if I had a family of four kids and they

1 were all in school, it might be a different -- but my
2 perception was that they were not bringing in an income
3 sufficient to support a family of six.

4 Q All right. Let's talk a little bit about Erskine
5 Bowles.

6 A I met him in '92 when we worked on the economic
7 conference together that I talked about earlier. And he was
8 the Deputy -- his first job in the administration was he was
9 the administrator of FDA, then he became a Deputy Chief of
10 Staff and is now the Chief of Staff at the White House.

11 Q Do you know him socially?

12 A Yes.

13 Q Do you know his wife socially?

14 A Less so. She's not here as often, so I know
15 Mr. Bowles better.

16 Q I'm going to ask you a question that's somewhat
17 similar to ones that we've asked earlier, that is, were
18 you aware or do you know that Mr. Bowles had made some calls
19 to friends of his in an effort to try to find Webb
20 employment?

21 A I'm only aware of that from the media.

22 Q No discussions with Mr. Bowles about that directly?

23 A No.

24 Q No discussions with Webb about that directly?

25 A No.

1 Q Any discussions with anyone associated with the
2 White House on that subject?

3 A No.

4 Q All right. What about Vernon Jordan? How do you
5 know Vernon Jordan?

6 A I don't know him very well. I've met him. I
7 know of him. He's a historical figure. Very prominent
8 here in Washington. I knew that he was a long-time friend
9 of Mrs. Clinton and the President, dating many years back.
10 I think it's a 20-something year friendship. And I've gotten
11 to know Mr. Jordan through social contacts since I've been in
12 Washington.

13 Q Do you regard him as a friend?

14 A He's an acquaintance. I don't know him because I
15 just don't interact with him that much. I like him very much
16 and I think he would say the same about me.

17 Q Were you aware that he helped Webb in finding jobs
18 at all?

19 A No. Only what I've read.

20 Q Is one of the things that you have come to learn
21 the fact that Vernon Jordan helped Webb by putting him touch
22 with Revlon?

23 A I don't know that that's a fact, but I've read
24 that.

25 Q Do you know that from any other sources at all?

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<p>1 A No.</p> <p>2 Q Either from talking to Webb or from talking to</p> <p>3 others or talking to Vernon Jordan himself?</p> <p>4 A I've never heard anyone discussing Webb's clients</p> <p>5 at the time when Webb had clients.</p> <p>6 Q He didn't discuss his clients at all? Did he ever</p> <p>7 mention the fact that Revlon was a client?</p> <p>8 A Webb?</p> <p>9 Q Yes.</p> <p>10 A No.</p> <p>11 Q Did he ever discuss --</p> <p>12 A I wish I had known. I use that makeup.</p> <p>13 Q To get a discount? Did he ever discuss McAndrews &</p> <p>14 Forbes? Does that name ring a bell?</p> <p>15 A I've never heard that before. I don't think.</p> <p>16 Q Okay. McAndrews & Forbes is the holding company</p> <p>17 that owns Revlon, if that helps with any recollections.</p> <p>18 No? All right.</p> <p>19 Did you ever have any discussions with President</p> <p>20 Clinton about any efforts to try to get jobs sent in the</p> <p>21 direction of Webb Hubbell?</p> <p>22 A No.</p> <p>23 Q Any discussions about Webb Hubbell's financial</p> <p>24 situation?</p> <p>25 A I need to talk to my lawyer.</p>	<p>1 Q Did the subject of Webb's financial situation come</p> <p>2 up a number of times in conversations between you and the</p> <p>3 President?</p> <p>4 A No.</p> <p>5 Q A few times?</p> <p>6 A I think it would have been more of me bringing it</p> <p>7 up. Every now and then the President would say "How's Webb</p> <p>8 doing?" And I would probably say, "Okay. Hanging in there.</p> <p>9 It's tough."</p> <p>10 Q Is it your impression that he would ask you that</p> <p>11 because he knew you were friends with Webb and in frequent</p> <p>12 contact with Webb?</p> <p>13 A He knows Webb and I are close friends.</p> <p>14 BY MR. WISENBERG:</p> <p>15 Q Well, tell us everything you remember -- because</p> <p>16 I think, if I remember correctly, you remember a discussion,</p> <p>17 you remember discussions with the President or at least a</p> <p>18 discussion with the President about Webb's financial</p> <p>19 condition, so tell us everything you remember about that.</p> <p>20 A No. I don't remember a discussion with the</p> <p>21 President about his financial condition. I remember the</p> <p>22 President caring about Webb and being concerned about Webb's</p> <p>23 financial condition for his family. I don't have a memory of</p> <p>24 the President actually saying "What is Webb's financial</p> <p>25 condition?"</p>
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<p>1 MR. EMMICK: Sure.</p> <p>2 (The witness was excused to confer with counsel.)</p> <p>3 THE FOREPERSON: Ms. Scott, you're still under</p> <p>4 oath.</p> <p>5 MR. EMMICK: We're back on the record.</p> <p>6 BY MR. EMMICK:</p> <p>7 Q The question was have you ever discussed Webb's</p> <p>8 financial situation with President Clinton?</p> <p>9 A Ever? Yes. I have. But in the context that I</p> <p>10 discussed it with anybody and everybody.</p> <p>11 Q Meaning what?</p> <p>12 A Meaning that I was concerned about him and his</p> <p>13 family of six and particularly as to -- I think I would have</p> <p>14 talked about it more after Webb was in prison.</p> <p>15 Q What did the President say?</p> <p>16 A I don't remember what he said. He's always been</p> <p>17 concerned about Webb. He cares about Webb. But I don't have</p> <p>18 a memory of a specific conversation.</p> <p>19 Q Do you have a general impression of things that he</p> <p>20 might have said or attitudes that he might have had, similar</p> <p>21 to the lines that you've suggested?</p> <p>22 A Only that he was a long-time friend, he cares</p> <p>23 very much for him. They were very close friends and he</p> <p>24 wants -- I think he's always wanted to make sure the family</p> <p>25 is okay.</p>	<p>1 Any of the questions you've asked about other</p> <p>2 people, I've not had that kind of conversation with the</p> <p>3 President. The President cared about Webb, they were close</p> <p>4 friends, and he was concerned about what was happening to the</p> <p>5 kids in particular.</p> <p>6 Q All right. Tell us everything you can remember as</p> <p>7 best as you can remember about this conversation or</p> <p>8 conversations.</p> <p>9 A I just have.</p> <p>10 Q That's all you remember?</p> <p>11 A I mean, it's just a generic impression. I don't</p> <p>12 remember his exact words. That's my impression of it.</p> <p>13 BY MR. EMMICK:</p> <p>14 Q Do you have a recollection that it's one</p> <p>15 conversation or a couple of conversations on that subject?</p> <p>16 A As I said before, it would be something that I</p> <p>17 might bring up every now and then. You want to know how many</p> <p>18 is every now and then?</p> <p>19 Q Or just a ballpark. It's one thing to have 25</p> <p>20 conversations, it's another to have three, it's another to</p> <p>21 have only one.</p> <p>22 A How many years has this been going on? Like four</p> <p>23 years?</p> <p>24 Q Which is the "this"?</p> <p>25 A You're talking about Webb Hubbell?</p>

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1 Q Yes. It would have been since about 1994, so --
 2 A Right. So we're talking four years.
 3 MR. WISENBERG: He resigned in Spring of '94 and
 4 pled guilty in very late '94.
 5 THE WITNESS: Okay. Four years. Three and a half.
 6 Once every three or four months, six months. Like I say, it
 7 was not conversations about Webb's financial condition. It
 8 would be in the context of "How's Webb doing?" "Tough."
 9 That kind of thing. Nothing the President could do, he was
 10 just concerned, I think, about his friend and particularly
 11 about the kids.
 12 BY MR. EMMICK:
 13 Q And how specific were you in a position to be in
 14 reporting on how Webb was doing financially?
 15 A I didn't know. I assumed it was tough. I thought
 16 they were having a very difficult time. That's still my
 17 impression, but I've since come to learn that's relative,
 18 what is considered tough.
 19 I think given the context of all that Webb owed and
 20 all the different entities, that loomed large, so I think
 21 that weight never leaves Webb or his wife Susie and I think
 22 there is -- they have extreme difficulty but there again,
 23 that's relative.
 24 Q So you were reporting to the President, and not
 25 ascribing any particular meaning to reporting, but you were

1 Q Did you ever convey to either Webb or his wife,
 2 Webb Hubbell or his wife, that people in the White House were
 3 concerned about him counter suing The Rose Law Firm? If they
 4 sued him for the money they claimed he owed them, that people
 5 in the White House were concerned about him counter suing?
 6 A I don't remember that.
 7 BY MR. EMMICK:
 8 Q You don't remember that there was discussion --
 9 A I don't remember either of those, the suit, counter
 10 suit, and I don't remember a discussion.
 11 BY MR. WISENBERG:
 12 Q I'm not saying that there necessarily was a counter
 13 suit, but the question would be based on a fear or a
 14 possibility that Mr. Hubbell might counter sue The Rose Law
 15 Firm after they sued him. You don't remember saying to him
 16 or to his wife that people in the White House were concerned
 17 about him counter suing because it might somehow implicate
 18 the First Lady?
 19 A I don't know that they were concerned. You're
 20 talking about something I don't know.
 21 Q Okay. But you don't -- whether or not you knew
 22 that they were concerned is a slightly different question.
 23 Did you convey that to Webb Hubbell or his wife, that people
 24 in the White House circle were concerned about him counter
 25 suing The Rose Law Firm because it might drag in -- somehow

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1 letting the President know that Webb was having some
 2 financial difficulties.
 3 A No. In the context of friendship and talking
 4 to my friend, Bill Clinton, when he would ask about his
 5 friend, Webb Hubbell, "How is Webb doing?" I would say,
 6 "It's tough." And that -- if that is interpreted as a
 7 financial inquiry, then that's a financial inquiry.
 8 Q Is that what you meant by --
 9 A That is what I meant. Yes. I meant it in the
 10 whole sense, Webb has an extremely tough life now.
 11 Financially, he's ruined. Professionally, he's ruined.
 12 Psychologically, it has been very difficult. It has taken a
 13 tremendous toll on the family.
 14 Q Did he ever ask anything like "Is he getting enough
 15 work?"
 16 A I don't remember that.
 17 BY MR. WISENBERG:
 18 Q How often did you talk to Webb? How often did you
 19 talk to Webb, if you talked to him at all, when he was in
 20 prison?
 21 A At least once a week, I believe.
 22 Q And about how often did you talk to his wife when
 23 he was in prison?
 24 A I tried to every day. I didn't always do it every
 25 day.

1 implicate the First Lady?
 2 A I don't know that people in the White House were
 3 concerned, as I said, so since I didn't know whether they
 4 were concerned, I don't think I could have had that
 5 conversation with Webb.
 6 Q So you didn't have that conversation with Webb
 7 Hubbell or with his wife, a conversation to that effect?
 8 A About people in the White House being concerned
 9 about a possible suit Webb was going to level against the law
 10 firm?
 11 Q Right.
 12 A No. I don't know that anyone in the White House
 13 was ever talking about that or concerned about that.
 14 Q Right. But that's a separate -- I understand
 15 you're making a logical inference, that you don't even know
 16 that they were concerned, but my question is more specific.
 17 Irrespective of what you knew or not, my question is did you
 18 convey to either Webb Hubbell or to his wife that people in
 19 the White House circle were concerned about him filing a
 20 counter suit to the Rose Law Firm's civil suit?
 21 A So in other words, would I lie to Webb? Make up
 22 something, make up this tale that people in the White House
 23 were concerned about this?
 24 Q The question just is --
 25 A I thought I just answered it.

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<p>1 Q Well, I'll ask you to answer it again. The</p> <p>2 question is did you convey -- whether or not you knew people</p> <p>3 were concerned or not, did you convey that information to</p> <p>4 Webb Hubbell or to his wife?</p> <p>5 A I don't think so. No.</p> <p>6 Q Okay. Is that something you think you would</p> <p>7 remember, if you conveyed that information?</p> <p>8 A No.</p> <p>9 Q Because?</p> <p>10 A I don't have any reason to remember it.</p> <p>11 Q Okay.</p> <p>12 A I don't even think I know it.</p> <p>13 Q All right.</p> <p>14 A I mean, we're talking about something that I think</p> <p>15 is whole cloth here.</p> <p>16 Q Okay.</p> <p>17 A But -- so -- no. There's nothing unusual about</p> <p>18 that, to remember if I didn't -- it's kind of a funny line of</p> <p>19 questioning because it's all ephemeral. Where does it come</p> <p>20 from?</p> <p>21 Q Okay. And, again, the question as I just asked</p> <p>22 it was -- as I just asked it was strictly -- it strictly</p> <p>23 had to do with conveying a concern by the White House, people</p> <p>24 in the White House circle, about the filing of a counter</p> <p>25 suit.</p>	<p>1 things I've ever heard said or alleged to have been said or</p> <p>2 rumored to have been said.</p> <p>3 Q So you don't think you would particularly remember</p> <p>4 it?</p> <p>5 A I would not particularly remember it.</p> <p>6 Q I take it the President is a person of some</p> <p>7 importance in your life, because of who he is and because of</p> <p>8 your long-time friendship with him.</p> <p>9 A Absolutely.</p> <p>10 Q The First Lady is an important person in your life.</p> <p>11 A Absolutely.</p> <p>12 Q And if you conveyed to somebody that they were --</p> <p>13 that people in the White House were concerned about him</p> <p>14 taking an action that might implicate the First Lady in some</p> <p>15 way or harm her in a public relations sense, you don't think</p> <p>16 you would remember that?</p> <p>17 A We're talking a theoretical about a theoretical.</p> <p>18 Theoretically, would I remember something that theoretically</p> <p>19 happened that might theoretically harm the First Lady.</p> <p>20 That's what we're talking about because I have said I don't</p> <p>21 know what you're talking about and I don't think it ever</p> <p>22 occurred and I don't know what you're talking about.</p> <p>23 So would I be concerned about things affecting the</p> <p>24 First Lady? Absolutely.</p> <p>25 Would this stand out in my mind as being something</p>
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<p>1 Now let me add this other element onto it, that</p> <p>2 there was -- did you convey to Mr. Hubbell or his wife</p> <p>3 that people in the White House circle were concerned about</p> <p>4 him filing that suit, counter suit, because it might</p> <p>5 implicate the First Lady? Is your answer the same, that</p> <p>6 you don't --</p> <p>7 A I have no memory or knowledge of a suit/counter</p> <p>8 suit. I have no knowledge of anyone in the White House</p> <p>9 talking about this alleged suit/counter suit. I have no</p> <p>10 knowledge of anyone in the White House talking about an</p> <p>11 alleged suit/counter suit and its implications with the First</p> <p>12 Lady. And I have no knowledge of talking about any of those</p> <p>13 three permutations of that question with Mr. Hubbell. Does</p> <p>14 that answer the question?</p> <p>15 Q That answers that question. But you don't think</p> <p>16 that it would be something you would necessarily remember,</p> <p>17 that people in the White House would be concerned about this</p> <p>18 rather major figure who's in prison who might be filing a</p> <p>19 counter suit, you don't think that would be something that</p> <p>20 you would remember if you had conveyed that to Mr. Hubbell?</p> <p>21 A There have been hundreds of allegations about</p> <p>22 almost everyone I work with in the White House and hundreds</p> <p>23 of allegations made against Mr. Hubbell. This one does not</p> <p>24 have any legitimacy in my memory and it doesn't stand out as</p> <p>25 having any legitimacy compared to all the other hundreds of</p>	<p>1 bigger or big enough so I would remember it? Not</p> <p>2 necessarily, because I'm not a lawyer. I don't know what</p> <p>3 that would have -- what kind of meaning that has in the</p> <p>4 context of things.</p> <p>5 In my mind, I don't think it -- it doesn't sound</p> <p>6 very big, I don't see the stretch to the First Lady other</p> <p>7 than she was a law partner in that firm. I don't see how</p> <p>8 Mr. Hubbell's dispute with his partners in that firm has any</p> <p>9 bearing on the First Lady in a way that's negative. I think</p> <p>10 those are unrelated facts and I don't see the connection, so</p> <p>11 in my mind, it wouldn't stick out.</p> <p>12 Q Well, what if Mr. Hubbell was counter suing -- was</p> <p>13 possibly going to counter sue and as part of his counter suit</p> <p>14 say "I'm not the only one, I'm not the only one who engaged</p> <p>15 in false billing, some of the other partners engaged in false</p> <p>16 billing"? Could that conceivably implicate some of those</p> <p>17 partners who engaged in false billing, if he was alleging</p> <p>18 that?</p> <p>19 A Your question -- what's your question?</p> <p>20 Q Well, you had just explained to me why you don't</p> <p>21 see any connection or why you would be concerned or anyone in</p> <p>22 the White House would be concerned about some counter suit</p> <p>23 Webb Hubbell would file against The Rose Law Firm.</p> <p>24 A Webb Hubbell's transgression was a private one that</p> <p>25 he took against his law firm. It had nothing to do with</p>

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1 President Clinton and it had nothing to do with Mrs. Clinton
2 except that she was also a partner. So in that sense,
3 Mr. Hubbell took money from her as well.

4 I do not see how this mythical thing that I'm
5 supposed to know is anything that could comment on. I don't
6 know what you're asking me to say to you other than I'm
7 saying I don't know the conversation, I don't have a memory
8 of it. So you've got me totally confused about what you're
9 wanting me to do for you right now.

10 Q All I want is truthful answers.

11 A Well, maybe I'm not coming up with the right words
12 because you and I are talking at each other, not with each
13 other, on this.

14 Q My question was simply -- let me try to rephrase
15 it.

16 A Okay.

17 Q And it was prompted by your statement a couple of
18 answers ago that you wouldn't see how anybody -- to the
19 effect that you wouldn't see how what happened with The Rose
20 Law Firm would be of concern in the White House.

21 Do you think it would be of potential concern if
22 people in the White House thought Mr. Hubbell was filing a
23 counter suit against the people who had been his partners
24 when he stole money from the firm saying "You guys stole
25 money, too," do you see how that could be a potential concern

1 truth? Would you tell her the truth?

2 A About what?

3 Q Anything. Do you recall lying to her about
4 anything?

5 A What do you mean? Define it. Give me some terms
6 here.

7 Q Lie, tell a falsehood. Do you recall --

8 A Yes. I told Susie she looks good when she doesn't,
9 I told her that she's been losing weight when she hasn't.
10 I've told her that life will get better when it doesn't.

11 So, yes, I lie in that way all the time to her when she's
12 feeling down. Absolutely.

13 Q Other than those kind of lies, do you remember
14 telling her any lies?

15 A I don't have a context for that.

16 Q If you had told her that people in the White House
17 were concerned about Webb filing a counter suit or that his
18 friends were concerned about him filing a counter suit
19 against The Rose Law Firm, if you had said something like
20 that, I take it that you wouldn't have made that up. You
21 wouldn't have lied, that wouldn't be a lie?

22 A If I had said that, since I don't remember anyone
23 in the White House ever saying anything about that, if I had
24 said that to Susie, I would have been lying to her. I would
25 have been making up something to her, since I have absolute-

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1 to the White House?

2 A You're asking me to comment on something that
3 wasn't a fact for me, so we're just pretending here, we're
4 playing pretend, let's pretend --

5 Q It's a hypothetical question.

6 A Let's pretend that I have had knowledge of this
7 conversation and what I have said is that I don't see the
8 connection between Webb Hubbell's actions on a personal level
9 and Mrs. Clinton.

10 Do I care about how things might affect
11 Mrs. Clinton? Absolutely I do.

12 If I thought in any way something would affect her
13 adversely, would I pay attention? Yes.

14 I didn't see the connection in this mythical thing
15 that you're talking about. Since I didn't have the
16 conversation that I know, didn't think of the conversation,
17 now sitting here today, if I had a lawyer guiding me
18 through it, I might arrive at a conclusion that this might
19 be something that might in some perverse way affect
20 Mrs. Clinton, but Mrs. Clinton didn't overbill partners;
21 Mrs. Clinton was not involved in what Webb Hubbell did or
22 does, so I do not see why that would stick in my mind or
23 raise red flags for me.

24 Q When you would talk to Susie Hubbell during the
25 time that her husband was in prison, would you tell her the

1 no memory of anyone in the White House ever mentioning to me
2 anything about this counter suit notion.

3 Q Okay. So you don't remember ever telling it to
4 her, ever telling it to her?

5 A Correct.

6 Q And since nobody in the White House ever said
7 anything to you about it, if you had told her, you would have
8 been lying?

9 A Correct.

10 Q And the same for Webb?

11 A Correct.

12 MR. WISENBERG: Okay. That's all I have on that
13 line.

14 BY MR. EMMICK:

15 Q I'm going ask, I guess, a related question. You
16 knew that -- or did you know that The Rose Law Firm was suing
17 Webb?

18 A I don't know. I'm sure I know that. There's been
19 way too much said and written about Webb for me to know
20 specifically what I know any more.

21 Q I guess that would have been of some concern to
22 Webb, to have his own law firm suing him?

23 A There were many, many stages with The Rose Law
24 Firm. I think that was possibly one of them.

25 Q My question is just going to be what do you recall

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<p>1 about discussions with Webb about the fact that his firm was 2 suing him?</p> <p>3 A There again, I didn't talk -- I am not a lawyer. 4 A lot of what you all do -- I used to say it doesn't interest 5 me, now it annoys me greatly. That is not how I have a 6 friendship with Webb. I have a friendship as -- this is 7 a childhood friendship. This is based on -- he's like 8 a brother to me, he's part of my family, I knew his 9 family. I'm not his legal advisor, I'm not his financial 10 advisor.</p> <p>11 We didn't talk about those things. I talked 12 about his psychological state of being. I talked about how 13 the kids were doing. I talked about how Susie was doing. 14 I talked about, you know, whether he had any vision of a 15 future or what was his present going to be. I did not talk 16 about his legal stuff.</p> <p>17 Q Right. Except insofar as they may have been of 18 concern to him because you wanted to be supportive and you 19 wanted to be empathetic and you wanted to be a friend.</p> <p>20 A Webb talked to his lawyers about that. He had 21 plenty of people that he discussed that with. The last thing 22 he wanted to do when he was away from that was to talk about 23 those things.</p> <p>24 Q So are you telling us that the answer to the 25 question, did you ever talk with Webb about a lawsuit filed</p>	<p>1 be -- usually it was "Is Susie okay?" "How's Webb doing?" 2 That kind of -- very generic. She's a very private person, 3 very sparse in her words.</p> <p>4 Q Did she ever say anything to you indicating that 5 any of her friends or the President's friends or persons 6 associated with the White House were helping Webb out by 7 making referrals of business to him?</p> <p>8 A She did not.</p> <p>9 Q Was she ever more specific about ways that she was 10 considering helping Webb?</p> <p>11 A She was not. I don't know that she ever helped him 12 at all, other than to pray for him.</p> <p>13 Q All right. Do you know whether she was aware of 14 other people helping him at all?</p> <p>15 A I'm not aware that she was aware of anything.</p> <p>16 Q All right. It sounds to me like you were a fairly 17 chief source of information about Webb to both the President 18 and Mrs. Clinton. Do you think that's fair to say?</p> <p>19 A If what I was about was information, there was -- 20 because there was scant little conversation about Webb.</p> <p>21 Q I guess what I'm asking is do you know whether 22 there were any other sources of information about Webb going 23 to the President and going to Mrs. Clinton?</p> <p>24 A I have no idea.</p> <p>25 Q But at least they were aware that you were in</p>
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<p>1 against him by The Rose Law Firm, the answer is no? Is that 2 what you're saying?</p> <p>3 A I don't know because if he had said -- 4 hypothetically, theoretically, he could have said "I don't 5 know what's going to happen, there's a lawsuit going on." 6 I would say, "How are you feeling about it?" That is how 7 I would have talked to him about it.</p> <p>8 Q Right. And what would you have said?</p> <p>9 A If he would have said it. I don't --</p> <p>10 Q Did he say it?</p> <p>11 A I don't have a memory of this lawsuit. I don't 12 know about it.</p> <p>13 Q Okay. You mentioned that you had discussed Webb's 14 financial situation in some general terms with the President, 15 in the sense that you asked him -- or he would ask you 16 "How's Webb doing?" And you would say, "Not so well," and in 17 part you meant by that financially not so well.</p> <p>18 A I meant it in the holistic sense. Yes.</p> <p>19 Q I think that's what I just said.</p> <p>20 A Yes.</p> <p>21 Q Did you have any discussions with Hillary Clinton 22 like that?</p> <p>23 A Not that I remember. No.</p> <p>24 Q Did Hillary not ask how Webb is doing?</p> <p>25 A Just -- it would be literally in passing, it would</p>	<p>1 something like weekly contact with Webb?</p> <p>2 A I don't think they knew how often. We never 3 discussed how often, when and how. My sense is that it was 4 probably comforting to both of them that I saw Webb and that 5 was sufficient and I think they both probably assumed that if 6 there was anything that was happening to him or the family 7 that I would let them know.</p> <p>8 Q As you're speaking with them about Webb, does Webb 9 ever ask you to let them know anything?</p> <p>10 A Let me clarify the "them" part.</p> <p>11 Q Okay.</p> <p>12 A I had very, very few occasions at which I ever 13 talked about Webb.</p> <p>14 Q With the Clintons, you mean?</p> <p>15 A With the Clintons together or singly. I may 16 have had a few more conversations with the President 17 simply because I see him and speak to him more often. 18 With Mrs. Clinton, it was extremely rare and I don't have 19 a memory of a specific conversation, other than at social 20 functions, if she would just say in passing, "I hope the 21 Hubbells are okay," and I would probably say, "They're 22 hanging in there."</p> <p>23 Q Okay. I'm going to try to ask you a couple of 24 things that in my mind might have come up and you tell me 25 whether it jogs your memory. In my mind, it might have come</p>

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<p>1 up that Webb would say "Let the President know X" or "Let 2 Hillary know X" because he would know that you might talk 3 with the President or with Hillary. Did Webb ever say 4 anything like that?</p> <p>5 A No.</p> <p>6 Q All right. Did he --</p> <p>7 A Something that I don't think anyone quite gets 8 about him, Webb broke the law. He acknowledges that. It was 9 very separate from who he was as a figure in Washington and 10 who he was as a friend, both to me and to the Clintons.</p> <p>11 He was and is very respectful of that friendship 12 and of the position that his being a felon puts the Clintons 13 in. He does not try to get messages to them. He does not 14 ask that messages be sent to them, nor do they ask that 15 messages be sent to him.</p> <p>16 This is an extremely politically charged 17 environment under which he committed this felony and the 18 way it has been played out.</p> <p>19 So he is extremely careful, cautious and very 20 judicious in anything that he has to say or do about the 21 Clintons and he did not use me as a courier to get messages 22 to and from the Clintons.</p> <p>23 Q I'll ask the flip side of that. Did the Clintons 24 ever, to use your phrase, use you as a courier of messages? 25 And I mean even messages along the lines of, you know,</p>	<p>1 have all his notes from it, so you know when he started it.</p> <p>2 Q You can't place a particular time on it?</p> <p>3 A I don't remember the date.</p> <p>4 BY MR. EMMICK:</p> <p>5 Q How bad did Webb feel about what he had done and 6 how it impacted the President?</p> <p>7 A I think he will go to his grave feeling that's one 8 of the worst things he's ever done.</p> <p>9 Q And at any time, was he confiding in you those kind 10 of feelings?</p> <p>11 A Yes. I mean, we talked a lot about how he felt 12 about things. Yes.</p> <p>13 Q Did he ever convey to you ideas along the lines of, 14 you know, "I'll never do anything like that again to the 15 President" or "I'll never do anything again that might hurt 16 the President"?</p> <p>17 A No. He doesn't talk about it in that way. Webb --</p> <p>18 Q How does he talk about it?</p> <p>19 A Webb has to struggle with the guilt that he feels 20 on what he's brought -- the shame that he's brought on his 21 family and those that are closest to him. I don't think Webb 22 believes he's ever going to be in a position to do anything 23 one way or another. I don't think Webb even sees that he has 24 a future.</p> <p>25 Q Do you think he'd be hesitant to do anything that</p>
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<p>1 "Let him know we still care about him," you know, "Tell him 2 to hang in there for us"? Anything like that at all?</p> <p>3 A They did not use me as a courier, but I always 4 told Webb that he was loved and cared for and I based that on 5 the assumption that I knew his friends, they still loved and 6 cared for him.</p> <p>7 Q Did you ever say to Webb things like, "The 8 President was asking about you the other day"?</p> <p>9 A I might have.</p> <p>10 BY MR. WISENBERG:</p> <p>11 Q Did you ever complain to Webb, either directly or 12 through Susie, that any of the actions he was taking or not 13 taking in prison were hurting the First Lady?</p> <p>14 A I don't think anything he was doing was hurting 15 her, other than anything anybody does seems to hurt them 16 now.</p> <p>17 Q But that's not the question. The question is did 18 you convey to Webb Hubbell or to Susie Hubbell during the 19 time he was in prison, did you ever convey that something he 20 was doing or not doing was harming the First Lady?</p> <p>21 A No. The only time that I was really concerned 22 about something Webb was going to do was when he was going to 23 write the book and I thought that was ill advised.</p> <p>24 Q Do you know when he was going to do that?</p> <p>25 A He started a book while in prison, I think you all</p>	<p>1 might hurt the Clintons again?</p> <p>2 A I think Webb is determined to lead a good life and 3 I know that he believes that he has exposed all that he knows 4 and all that he is in every way that it could be exposed and 5 every way it could be shown and that there's nothing more to 6 show, tell or expose to anybody.</p> <p>7 Q Is another way to put that that Webb feels like 8 whatever damage he could have done to the Clintons he's 9 already done?</p> <p>10 A I think he feels like he has hurt them and many 11 people.</p> <p>12 Q Did you ever discuss with Webb his cooperation with 13 our office?</p> <p>14 A Initially, when he was -- let me see -- when would 15 we have even been discussing that? It was my understanding 16 when he pled guilty that that was part of -- I don't know 17 what your terms are, but an agreement that he reached, that 18 he would fully cooperate and it's my understanding that 19 between the time he pled guilty and the time he actually was 20 sentenced he fully cooperated with your office.</p> <p>21 Q And what did you talk with Webb about along those 22 lines?</p> <p>23 A Just that. I mean, he was prepared to fully 24 cooperate and that was the extent -- I mean, I didn't get 25 into the specifics. I have not discussed the specifics of</p>

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1 what Webb did or didn't do with him, even to this day. That
2 was not mine to judge him on, the courts judged him on that.
3 I wasn't really that interested in the specifics.

4 Q Were you ever planning to do anything to help Webb
5 yourself?

6 A Yes. I let Susie -- I mean, I was really concerned
7 about where they were going to live and their finances and so
8 I gave them a house for the summer that I was in Chicago.
9 They lived in my house for three or four months.

10 I had told Susie that she and the girls could move
11 in the house with me and that if they felt like they needed
12 the house, they could have my house and I had a friend that I
13 could go stay with. And that way, I tried to help as best as
14 I could.

15 And I was in daily -- as often contact as I could
16 be with Susie. I used to go with her occasionally to see
17 Webb. I kept her kids. I tried to be a friend.

18 Q How long were they in your house?

19 A I think three months, maybe June to September, I
20 believe.

21 Q That would have included Webb, his wife and some of
22 the children?

23 A No, Webb was in prison at the time.

24 Q Oh, I'm sorry.

25 A It was Susie and the youngest daughter, Kelly, and

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1 the middle daughter, Caroline.

2 Q That would have been what year? '95 then?

3 A Is that when he went to prison? Yes. It was
4 the -- yes.

5 BY MR. BARGER:

6 Q He went to prison, actually, in August of '95, so
7 when you say they were there from June to September, was
8 Mr. Hubbell there part of the time?

9 A It was the next year.

10 BY MR. EMMICK:

11 Q It would have been the next year?

12 A The next year. It was when I was in Chicago.

13 Q So in '96, then.

14 A I'm sorry. Yes.

15 MR. EMMICK: Sol, did you want to get into an area?

16 MR. WISENBERG: Yes.

17 BY MR. WISENBERG:

18 Q Since you've come up to Washington, how frequently
19 do you typically travel back to Little Rock?

20 A I've got new nieces and nephews, so I go back often
21 if I can. I like to go every month, but I haven't been able
22 to do that.

23 Q Do you usually go back to Little Rock as opposed to
24 some other place in Arkansas?

25 A Little Rock and then I go -- my grandmother lives

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1 in Lake George, Arkansas, which is down the delta. I go
2 there and I go to Memphis to visit friends.

3 Q So you go back about once a month or you try to go
4 back once a month?

5 A I try and there have been months where I've been
6 able to go two and three times in a month because either the
7 President's gone and I've gotten to go back with him. You
8 all had me down there for a visit one time and I strung that
9 out so I could see my nephew.

10 Q How do you travel when you go back?

11 A Plane.

12 Q Have you ever flown other than commercial air back
13 to Arkansas?

14 A I don't think so. Well, no, I've flown back with
15 the President.

16 Q On Air Force One?

17 A Yes.

18 Q Okay. That's technically considered a military
19 plane, so let me ask this next question. Aside from Air
20 Force One, have you ever gone back to Arkansas on military
21 transport?

22 A When Vince Foster died, we took the body back, but
23 I didn't go on that plane. I rode on the -- no, I think --
24 I'm trying to think. I think just on Air Force One or the
25 step-downs from that, the smaller planes.

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1 Q Okay. Perhaps another -- when you say the
2 step-down, not as prestigious as Air Force One.

3 A Well, they have -- occasionally, we have gone back
4 and we've gone to Fayetteville, Arkansas and the airport
5 there, I think, doesn't -- or Hot Springs, when we've gone
6 back for funerals, those airports, I don't think, accommodate
7 Air Force One. We've taken the older planes that in the past
8 were considered Air Force One but they're not the big plane.

9 Q Okay. So let's first talk about the Foster
10 funeral. There you might have taken Air Force One or one of
11 the related kind of planes?

12 A I think we went on Air Force One, but we took other
13 planes down there for that funeral.

14 Q Okay. Now, my question to you about your own
15 travel, aside from the Foster funeral, was there ever a time
16 when you went back to Arkansas that you flew on a military
17 plane other than Air Force One? Or a government plane, a
18 non-commercial plane other than Air Force One.

19 A I don't think so. No. I've driven.

20 Q All right. How often have you driven back?

21 A Once.

22 Q All right. And what was that? Was there a
23 particular purpose of that different than any other trip?

24 A Actually, I think I drove from Little Rock to

25 Washington and it was because a friend was going to drive up.

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1 Q All right. But that was from Little Rock to
 2 Washington, not from Washington to Little Rock. Correct?
 3 A Right. Right.
 4 Q All right. But you've got regular commercial
 5 airliners, you've got Air Force One. You don't recall ever
 6 flying from Washington to Arkansas on anything other than a
 7 commercial airliner or Air Force One, except for perhaps
 8 Vince Foster's funeral?
 9 A Yes. I don't know.
 10 MR. WISENBERG: Okay. That's all I've got on that
 11 topic.
 12 MR. EMMICK: I'd like to ask a couple of questions
 13 on a different topic.
 14 BY MR. EMMICK:
 15 Q Patsy Thomasson, how well do you know her?
 16 A We've worked together. I've known her for years.
 17 We were, I believe, in Washington together at the same time
 18 back in the late '60s.
 19 Q You worked with her at White House Personnel for a
 20 time?
 21 A Yes.
 22 Q You were both deputies there, if I'm remembering
 23 right?
 24 A Correct.
 25 Q Does she still work there?

1 A Okay.
 2 Q First, can you tell us what your home phone numbers
 3 are?
 4 [REDACTED]
 5 Q Only one phone?
 6 A Yes.
 7 Q What about your work phone numbers?
 8 A Oh, I probably have three or four. Mine is
 9 [REDACTED]. That's the private line. My assistant's line is,
 10 I believe, [REDACTED]. We have a generic line, I think it's
 11 [REDACTED]. There may be one or two others that the interns
 12 use.
 13 Q Do you have answering machines on all three of
 14 those work phones or on any of them?
 15 A Yes. Yes. Now, that's just my own little office.
 16 Presidential Personnel probably has --
 17 Q I'm more concerned with the numbers for your own
 18 personal office.
 19 A Okay. Those are mine.
 20 Q All right. And there are answering machines on
 21 those lines?
 22 A I think there are answering machines on almost
 23 every phone at the White House. I've never checked, but I
 24 assume that most have them.
 25 Q Who answers these phones generally? We'll start

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1 A No.
 2 Q When did she leave?
 3 A About a month ago. Two months ago, maybe.
 4 Q Where did she go?
 5 A To the State Department.
 6 Q Do you continue to have contact with her?
 7 A I've seen her once since then. I think I've talked
 8 to her maybe twice. She's traveled a lot. I've actually
 9 tried talking to her more, but I haven't been able to connect
 10 with her.
 11 Q Do you call her up and talk with her at the State
 12 Department much?
 13 A That's what I was saying.
 14 Q I'm sorry?
 15 A I've only seen her once or twice since she left and
 16 I've spoken to her maybe once or twice. I've tried to talk
 17 to her more, but I haven't seen her because she's been
 18 traveling.
 19 Q I see.
 20 A And she's too hard to get.
 21 Q Do you have other friends at the State Department
 22 or is it just Patsy?
 23 A Lots.
 24 Q Lots? Okay. What I'd like to do is ask some
 25 questions about phone numbers.

1 first with the private line.
 2 A And let me -- I think they all -- all those lines
 3 feed into each unit.
 4 Q I see. Each answering machine unit?
 5 A Like my phone has the capability to pick up any of
 6 those four or five lines. I think they all operate the same
 7 way. I've never looked.
 8 Q I guess what I'm trying to figure out is with
 9 respect to the private line, I take it it rings in your
 10 office?
 11 A It rings in both offices.
 12 Q Who picks it up?
 13 A Depends. If it's a number I know, I pick it up.
 14 If it's a number I know I don't want to talk to, I let them
 15 pick it up.
 16 Q Because you have caller ID on your telephones?
 17 A Yes. Yes.
 18 Q All right. And when you say the other phone, that
 19 would be the assistant's phone?
 20 A Correct. And there are usually three people in
 21 there, so any of the three could pick it up.
 22 Q And what about calls made from those phones?
 23 Is it generally the case that you make calls from your
 24 private line or do you make calls from the general line?
 25 A Well, it depends on which button I push. Depends

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<p>1 on how many people are talking on the phone which line I 2 would use.</p> <p>3 Q So you could use the private line any time you 4 would like to, but if no one is using the general line, you 5 could use that as well.</p> <p>6 A Correct.</p> <p>7 Q Does anyone else use the private line, your private 8 line, for making calls?</p> <p>9 A Probably.</p> <p>10 Q What makes it your private line?</p> <p>11 A Not everybody has the phone number, so please don't 12 tell everybody that phone number.</p> <p>13 Q Our lips are sealed.</p> <p>14 A Well, I don't know how good I feel about that. 15 It's just -- it's the line I only give out to people that I 16 know.</p> <p>17 Q All right. Same questions with respect to the home 18 phone number.</p> <p>19 A It's in the phone book.</p> <p>20 Q Who else has access to that phone? That's another 21 way of saying who else lives with you.</p> <p>22 A No one lives there besides me.</p> <p>23 Q So calls going in and out are going to be calls 24 from or to you.</p> <p>25 A Unless someone's there using the phone.</p>	<p>1 Q All right. I represent to you that there are 2 records reflecting those calls.</p> <p>3 A To?</p> <p>4 Q To you.</p> <p>5 A To what number?</p> <p>6 Q To -- let's see. To the number [REDACTED]</p> <p>7 A That's the generic number. That's not what I call 8 my number.</p> <p>9 Q All right. Who else would she be calling there, I 10 guess is the way to ask the question? We're trying to figure 11 out what those calls were about.</p> <p>12 A I don't know who she knows there. She had gotten 13 to know my assistant, Whitney, because of playing phone tag 14 so much. Let me think. I'm not sure Whitney was still there 15 then. When was the date of that?</p> <p>16 Q The 11th of December. Two calls, one right after 17 the other, one at 8:36 in the morning and then one at 9:02. 18 It sounds like she was persistent, interested in calling 19 someone. I'm not sure what it's about.</p> <p>20 A Don't have a clue.</p> <p>21 Q Who else on December 11th would have been in a 22 position to take those calls?</p> <p>23 A Well, other than my assistant, Caroline Croft may 24 have still been there. I can't remember when the intern 25 rotations were up. We had interns, but I doubt if there were</p>
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<p>1 Q Right. Okay. Do you have a cell phone?</p> <p>2 A No.</p> <p>3 Q Do you have a beeper?</p> <p>4 A Yes.</p> <p>5 Q What's that number?</p> <p>6 A I haven't a clue, but I'll get it for you. I think 7 it's out there in my purse.</p> <p>8 Q Do you have a calling card for telephones?</p> <p>9 A No. Oh, excuse me. You mean like an AT&T card, 10 not a White House calling card? What do you mean?</p> <p>11 Q Either of those, actually. Any imaginable, 12 conceivable calling cards for telephones.</p> <p>13 A I think I -- you know, I change those services 14 every time they give me something. I think I'm on -- well, I 15 think I'm on AT&T now.</p> <p>16 Q Is there some way that you can check as you check 17 for your beeper number?</p> <p>18 A Yes, I can find that out.</p> <p>19 Q Okay. We have records of two calls from Monica 20 Lewinsky to you on a particular date and I wanted to ask you 21 about those. The date is December 11, 1997, so that would 22 have been at least three months or so after your discussions 23 with her, the tail end of your discussions with her about the 24 job. What were those calls about?</p> <p>25 A I don't know that there were those calls.</p>	<p>1 still interns there. We have volunteers. But that 2 particular number, that generic number, would have been 3 answered by my assistant or an intern or a volunteer.</p> <p>4 Q So it doesn't necessarily mean that she spoke to 5 you and you don't think she spoke to you at all.</p> <p>6 A I'm almost 100 percent positive she didn't speak to 7 me. This is the first I've heard of that call. I don't 8 remember a call.</p> <p>9 Q Who do you know at the State Department that would 10 call you at home? At your home.</p> <p>11 A Well, any number of people. You want me to give 12 you a list of who could call me at home, would call me at 13 home?</p> <p>14 Q Yes.</p> <p>15 A Okay. Secretary Albright. Strobe Talbot. 16 Mel French. Wendy Heistad. David Pryor. John Baldridge. 17 Elaine Shokus. Charles Stockton. Mike Ziteland.</p> <p>18 Q All those people call you at home?</p> <p>19 A Absolutely could. I mean --</p> <p>20 Q Did they call you at home over the last couple of 21 months?</p> <p>22 A Should we go over the whole list again? I mean --</p> <p>23 Q Whose number is associated with [REDACTED]</p> <p>24 A 429?</p> <p>25 Q Mm-hmm.</p>

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1 A That's not a State Department number.
 2 Q It's not?
 3 A No. Theirs are 647.
 4 Q Whose number is [REDACTED]
 5 A I don't know. Where is 429?
 6 Q State Department.
 7 A No. No. 647 is State Department.
 8 Q I'm only telling you what I know.
 9 A You're guessing, too.
 10 BY MR. WISENBERG:
 11 Q To you, 429 is not the State Department?
 12 A Correct.
 13 BY MR. EMMICK:
 14 Q What is 429, as best you know?
 15 A That's what I was asking you. I don't know. I
 16 can go look in my Rolodex and see what pops up 429. That
 17 number doesn't stick in my head.
 18 Q Then let me ask the question a slightly different
 19 way. During February, who would have been in a position to
 20 call you at home in the neighborhood of 15 times?
 21 A My mother.
 22 Q Does she work at the State Department?
 23 A Someone from the State Department?
 24 Q From this number, [REDACTED]
 25 A If I knew what the number was, I bet I know the

1 BY MR. EMMICK:
 2 Q I guess as I think about a question like that, I'm
 3 thinking to myself even if I know ten people at the Sta
 4 Department, I would in general know which of them may have
 5 called me 15 times. I haven't got that many friends that
 6 would call me 15 times in a month.
 7 A But you're saying 15 calls were made from a
 8 number --
 9 Q Yes.
 10 A -- to my house.
 11 Q Yes.
 12 A And I have an answering machine.
 13 Q Yes.
 14 A I may not have been there.
 15 Q Yes.
 16 A I mean, maybe my beeper wasn't working. Maybe it
 17 was someone trying to get me that way.
 18 Q But not 15 calls on one day, showing some
 19 persistence, one person trying to get a hold of you, they're
 20 spread over the whole month.
 21 A Oh, well, you've lost me. I thought you said I had
 22 15 calls in one day.
 23 Q No, I'm sorry. Over the month.
 24 A Oh, I -- oh. I was trying -- okay. You're saying
 25 I had 15 calls from this number, [REDACTED] --

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1 number, I could answer the question.
 2 Q I'm trying to help, too. I'm just -- our
 3 information was that it was from the State Department.
 4 That's why I was asking those questions.
 5 A Yes, it's not. It's one of the other agencies.
 6 It's not the State Department. So I'm -- I know too many
 7 people. I don't know how to help you.
 8 BY MR. WISENBERG:
 9 Q Are you aware of any particular phone line, phone
 10 or phone line, at the State Department that's used for like
 11 sensitive political calls?
 12 A No. No.
 13 BY MR. BARGER:
 14 Q Assuming it was a State Department number, who of
 15 the --
 16 A That's not a State Department number.
 17 Q I understand that. I said assuming it is --
 18 A But it's not.
 19 Q Who at the State Department, if anyone, would have
 20 called you or did call you approximately 15 times in February
 21 of this year?
 22 A I don't know who called me until I know that
 23 number, but one of my closest friends is Mel French who is
 24 there and if something had been going on with her son, we
 25 could have easily talked.

1 Q Yes.
 2 A -- in a month period.
 3 Q Yes. February.
 4 A There's absolutely nothing unusual about that.
 5 I get hundreds of calls. So if I knew who the phone number
 6 was, then I could tell you what it was.
 7 Q Okay. So we'll have to figure it out from the
 8 number, not from the frequency of the calls.
 9 A Correct. That is a low number of calls.
 10 Q Okay. What I'd like to do --
 11 A There's some people I talk to at least two or three
 12 times a day in the different agencies.
 13 Q In the State Department? Or you don't know that
 14 that's a call from the State Department. And you think it is
 15 not.
 16 A That's correct.
 17 MR. EMMICK: What I'd like to do next, unless there
 18 are more calls that you'd like to ask questions about?
 19 BY MR. BARGER:
 20 Q Would your Rolodex have that number in it?
 21 A I'm going to look.
 22 Q How quickly would you be able to get an answer?
 23 A I'll try to find out today.
 24 MR. EMMICK: I'd like to turn to another subject
 25 area, it's probably one that you knew that we were going to

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1 ask some questions about, and that is the Dolly Browning
2 situation.
3 BY MR. EMMICK:
4 Q We understand that there was a reunion of the class
5 that involved Dolly Kyle Browning and the President and that
6 you were there and what I'd like to do is ask you what
7 happened at the reunion.
8 A Which part of it?
9 Q I'm going to ask you in general and then, of
10 course, we're going to focus in on certain parts of it.
11 First, could you describe the reunion?
12 A They were the class of '64, so what was it -- it
13 was their 30th reunion? I guess it was the 30th. And it's
14 the first time, I think, that he had been back as president.
15 He had gone to all the reunions when he had been governor and
16 it was a large one and a group of us went down and I think it
17 encompassed a two-day period.
18 Q How many people attended the reunion?
19 A I don't remember, but I think --
20 Q Approximately. Was it thousands? A hundred?
21 A Well, I don't -- I'm actually trying to think of
22 that. I don't remember how big the class was. Like three or
23 four hundred people were in the class and they all brought --
24 I would say there were anywhere from five to six hundred
25 people there. Maybe. Or it could have been less.

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1 Q You mentioned that there were a number of people
2 who went down there. What did you mean by that?
3 A What I mean, the President went and then he has a
4 group of friends from high school that all live here and they
5 all went down as well.
6 Q Who went down?
7 A Carolyn Staley, Bill Jamison and I believe Dr. Jim
8 French. I think -- I think we all flew down with the
9 President.
10 Q Were there Secret Service agents in attendance, I
11 take it?
12 A Always.
13 Q How many Secret Service agents were there?
14 A Well, I don't remember how many they took on that.
15 We went down in one of the smaller planes. The detail could
16 tell you because they have a prescribed number that have to
17 be present at all times, but [REDACTED] was the lead
18 agent on that trip.
19 MR. WISENBERG: Pardon me a minute.
20 MR. EMMICK: We've got a knocking at the door. We
21 all buzz around when that happens.
22 (Pause.)
23 BY MR. EMMICK:
24 Q You were talking about the Secret Service agents
25 and you mentioned the name of one lead agent.

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1 A Mm-hmm.
2 Q Do you remember any of the other agents?
3 A No.
4 Q In general, can you give us your best estimate of
5 how many agents there were?
6 A No.
7 Q Were there more than ten?
8 A I don't know. Because they take a certain number
9 on the plane.
10 Q Right.
11 A And then they have a certain number on the
12 ground. And they're everywhere. I mean, they're all
13 around the building, they're in the building, they're
14 in the room. So I truly don't know. Dave is the one
15 I remember. I don't know how many others there were.
16 Q You described two days of the reunion. How many
17 events were there, if that's a sensible kind of a question?
18 I think of a two-day reunion as having a couple of events.
19 I don't know what they would be, but one would be a party and
20 one would be some other kind of thing, a sack race or
21 something.
22 A The night before, there had been, I believe, a big
23 reception at the hotel where they had it. And we didn't go
24 to that. I think we got in that morning and there was an
25 event at the high school.

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1 Then a large group went to a favorite barbecue
2 place and filled up the place, they took it over, so what was
3 that -- 30, 40 people at least.
4 Then the President and the student body officers in
5 the class, I think they went and did something and then there
6 was the big dinner dance that night. I think that was all.
7 Q Do you remember the dates, as best you can?
8 A No.
9 Q Do you remember the month that it occurred?
10 A No. Summer. Hot.
11 Q Okay. Did the subject of Dolly Kyle or Dolly Kyle
12 Browning crop up in conversations before the reunion?
13 A No.
14 Q What about what may have happened at the dinner
15 dance with respect to Dolly Kyle Browning? Was she there?
16 A Yes.
17 Q Describe what you saw with respect to the President
18 and Dolly Kyle Browning.
19 A Well, I noticed her -- I'm trying to remember the
20 sequence of events. I can't remember whether I noticed her
21 when they first took the picture because I don't know -- they
22 had a big group picture of everybody.
23 I remember her at the picture, but I specifically
24 remember her in the ballroom. And I think that in that
25 ballroom area that whole event probably took -- we were

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1 probably in there about three to four hours, I think, in
 2 that -- at some point in that, they went off into a separate
 3 room and took a picture.
 4 I specifically remember her in the large picture,
 5 but I remember her in the ballroom itself and particularly --
 6 I don't remember her when people were eating, but I do
 7 remember her dancing. And she caught my eye because of the
 8 way she was acting. And also the way she looked.
 9 She's a large, tall -- somewhat striking looking
 10 woman. And I think she was dressed in white, a white suit,
 11 a dinner suit of some sort. But what I remembered about her
 12 was the way she acted on the dance floor and it caught my
 13 attention enough that I alerted the Secret Service and I
 14 alerted the advance people.
 15 Q Do you remember who you alerted of the Secret
 16 Service?
 17 A Probably [REDACTED] He's the only one I
 18 remember, but --
 19 Q Did you alert more than one person from the Secret
 20 Service?
 21 A He's the only one I remember, so I don't -- I don't
 22 know if I did or not.
 23 Q All right.
 24 A I know there were more agents than Dave Carpenter
 25 there. He's the only one that I remember being there. And I

1 A Everybody -- the President was dancing with
 2 everyone and he had -- the tables were all -- the food was
 3 over here, the tables were here and then there was this big
 4 dance floor. And they had, I think, a disc jockey there.
 5 And the President had circulated through all the tables, had
 6 danced with every single person there, and this was kind of
 7 just this revolving kind of thing around the room.
 8 And Dolly was always within anywhere from inches to
 9 a few feet from him, but the way she did is she would be
 10 dancing with someone and say that's the President there, she
 11 would start dancing up with her partner and then as soon as
 12 she got within a close distance, she would turn her back
 13 immediately and be dancing so that her back was to him, but
 14 getting closer. And she never got far from him the whole
 15 time.
 16 Whenever he was on the dance floor, Dolly Kyle
 17 would be right there, but she would have her back to them.
 18 I don't know if any of you have cats, it's like cats do.
 19 They'll come up and then they'll turn their back to you.
 20 She was gaming him. It was -- it was noticeable.
 21 It was -- and part of this, she had on this real
 22 bright white outfit and most of the women there, I think,
 23 were in black and red. Red's an Arkansas color. She was
 24 always circling him. And it caught my attention and I
 25 started watching her.

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1 talked to the lead advance, our trip director.
 2 Q Who was that?
 3 A About her. I think it's -- his last name is Behar,
 4 B-e-h-a-r. I'm just blank. I think it's Steve Behar --
 5 what's his name -- and then the other person that I talked
 6 to about her was Patty Kreiner, who actually came up to me
 7 and talked to me about Dolly because her behavior was so
 8 unusual.
 9 Q Who is Patty Kreiner?
 10 A JUROR: Could you share with us that weren't
 11 there about this behavior? Because I'm kind of in the dark.
 12 I'm hearing about all these people --
 13 MR. EMMICK: In fact, we're about to get to exactly
 14 that. I was trying to bracket the situation first.
 15 BY MR. EMMICK:
 16 Q Let's jump right to it. What did --
 17 A I'm sorry, you asked me something right before
 18 that. Who was Patty Kreiner?
 19 Q Yes. Who is Patty Kreiner?
 20 A She is -- I think -- she's a classmate of President
 21 Clinton. She's from Hot Springs and she had been his -- I
 22 think his first press secretary when he was first governor.
 23 I believe. In that first term.
 24 Q So you saw Dolly Kyle Browning doing something that
 25 struck you. What was that?

1 And then Patty Kreiner came up. Patty, I guess,
 2 knew her from high school. I didn't know who she was at that
 3 point. And at some point in there, I pulled the President
 4 aside and I said, "Are you watching her? Are you watching
 5 that woman? Who is she?"
 6 And I think that's when he told me it was Dolly
 7 Kyle, that he knew her, had grown up with her.
 8 Q Had you heard of her name before?
 9 A Yes. I think I remember her from the '92 campaign.
 10 She has a brother or a brother and a sister that live in
 11 Little Rock, I believe, and I don't know them and I didn't
 12 know her, but there were -- Dolly had been hawking a book,
 13 trying to write a book and I don't know whether that had come
 14 up in the '92 campaign, but at some point I knew about her in
 15 the context of some book that she had wanted to write.
 16 Q And so for you, it meant something for the
 17 President to say "That's Dolly Kyle"?
 18 A No. It just -- that didn't -- no. It didn't
 19 register with me later, until later.
 20 Q Until later, you mean?
 21 A Until later about her connection, but it was just,
 22 "No, that's Dolly Kyle. She's from here." It was just -- I
 23 mean like just this brief kind of thing, "Oh, she's okay kind
 24 of thing." And I said she is acting -- she was acting really
 25 bizarre. So he brushed it off.

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1 Q Okay. When you say he brushed it off, I'm
2 going to ask, just before that she had been dancing that
3 way with him, was the President acting disapprovingly of
4 that?

5 A I don't think he noticed it. He was -- the
6 President fully focuses when he's talking or whatever he's
7 doing. I don't think he was seeing this, because he was
8 always surrounded by his partner and others or -- and, you
9 know, after they'd stop dancing, there would be a group
10 around him and they'd be talking. He was never isolated
11 on this floor. And we're out in the middle of all these
12 people.

13 I noticed her because my job was to shadow him.
14 Whenever he travels, he has someone that we call them a body
15 person. It's the person that stands there to take the notes,
16 to get him water, to just make sure you're there if he needs
17 something done. I knew all these people or a lot of the
18 people there and that's why I was performing that particular
19 role.

20 And the Secret Service, if he was dancing,
21 they stood a little bit off the edge, but they were always
22 no further than you and I were. They were always there.
23 And then his trip director was also in and out of that
24 scenario.

25 MR. WISENBERG: Just for the record, when the

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1 witness said they were "no further than you and I," she was
2 referencing the grand jury foreperson, not Mr. Emmick, and
3 that's basically the length of our table.

4 THE WITNESS: Thank you.
5 Now I've forgotten what you asked me.
6 MR. WISENBERG: Pardon me. Our three tables.
7 BY MR. EMMICK:
8 Q Let's call it somewhere between 12 and 15 feet.
9 Something like that.

10 A Yes. At the most. And they were always --
11 Q Ten feet? All right. Ten feet.
12 A What were you asking?
13 Q Yes. You mentioned that she was dancing up to him,
14 turning around and perhaps dancing away or something like
15 that.

16 A Yes.
17 Q You noticed that --
18 A I'd say she was gaming him.
19 Q Gaming him. I'm not sure what you mean, so you'll
20 have to explain.

21 A My interpretation of watching her was she wanted
22 someone to notice -- she wanted him to notice that, but she
23 was doing it in a way of not -- everybody else, you know,
24 they were hugging and, oh, you know, telling old stories and
25 stuff, but she never spoke to him.

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1 It was she got right up to him and then if he
2 turned in her direction, she immediately turned her back and
3 stayed, though, within his eyesight.

4 Q And your impression was that the President did not
5 notice this?

6 A I didn't see him noticing it because he was talking
7 and dancing. I noticed it. I brought it to his attention
8 and also it was brought to my attention by someone else. So
9 I alerted other people to start watching this woman. And we
10 all did.

11 Q And what did you watch her do?
12 A Continue to do that.
13 Q Okay.

14 A And this went on and at some point, this I'm not
15 clear on, of who made the actual contact, but at some point,
16 I can't remember whether the President approached her or
17 whether she finally made contact with him.

18 My gist of it is that he spoke to her, said
19 something to her, and then I think she turned away and then
20 turned back around and all I remember was seeing her face,
21 which was very -- I want to say contorted, really kind of
22 like a kind of expression -- I didn't hear what she was
23 saying at that point, I wasn't in close enough.

24 Q Did she appear to be happy or unhappy or --
25 A No. She was angry. I mean, she looked -- but that

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1 was her demeanor all through this, was not like everybody
2 else, smiling and laughing. She was serious. Her expression
3 was very serious every time I saw her near him.

4 Q And you're still, you're watching from a distance.
5 A I'm watching -- yes.
6 Q From a short distance.
7 A From a very short distance, but a lot of people are
8 compact in this area.

9 Q And what's the President doing at this time? You
10 mentioned that she was looking serious or angry.

11 A When she stopped -- and I'm not sure about this, I
12 don't know whether he had caused her to stop or whether she
13 stopped and then I saw that he was looking at her and they
14 started to speak.

15 At that point, I walked up and got next to him or
16 as -- there were still a lot of people, I just started
17 standing there.

18 And I don't remember what they were saying,
19 but this all took place very quickly, and he then turned
20 to me and said, "I need to talk to her." And I said,
21 "Okay. Where do you want to do that?" And he said,
22 "Well, find us a chair."

23 So I immediately -- and there were people all
24 around them, it wasn't just the two of them, there were a
25 number of people standing there. So I don't know whether

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1 I alerted Steve Behar, but I think I did. I said, "We
2 need to get a place for them to sit."

3 And I also said to Steve and to the Secret Service
4 at that point, because I told Dave that the President's going
5 to come over and have a conversation sitting over here. I
6 told them under no circumstances is she to leave this room
7 with him, I want you to watch her at all times. I'm very
8 uncomfortable with her.

9 So we pulled up two chairs to the side of the room.
10 They were kind of -- there were pillars on the side of the
11 room, sort of under that part.

12 Q Well, what were you concerned about?

13 A Her behavior was strikingly bizarre.

14 Q I'm trying to figure out -- maybe so, but I'm
15 trying to figure out what were you concerned that she was
16 about to do?

17 A I wasn't sure. She was angry. That I knew. And
18 she had been acting weird all evening. And Patty Kreiner,
19 who did know her, had come up to me and had told me something
20 to the effect that this woman, she is a nut case, what is she
21 doing around him, are you watching her. Patty knew her, I
22 think knew her family, knew her. So that was all I needed.

23 Q When you said to the Secret Service or to someone
24 else under no circumstances should she leave with the
25 President, what did you mean by that?

1 further than, I just don't know what it was, but he was
2 around.

3 Steve Behar walked in and out of that. Other
4 people in the room would have been as -- let me see if I can
5 remember. There were tables over here, there were people
6 always walking around. So probably the nearest table could
7 have been six or eight feet away, if that.

8 Q I guess what I'm trying to figure out is who would
9 have been within listening distance, earshot.

10 A Me. I was.

11 Q Okay. Anyone other than you?

12 A [REDACTED] could have at times. Steve Behar
13 could have at times. There were a number of people that came
14 up and stood with me, chatting with me or chatting with each
15 other that could have also heard.

16 It was not a -- there was no effort to make this a
17 real private conversation. It was in the middle of a very
18 large event in a large room. It's just that they were a
19 little isolated off to the corner.

20 Q Semi-private, I guess.

21 A Yes. I mean, just for a place -- I mean, once he
22 sat down and engaged in conversation with her, I made sure
23 other people didn't interrupt them and kept it somewhat
24 clean.

25 Q All right. Then what happened? What did you see?

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1 A Just that, that when we got ready to leave or if he
2 had to get up and leave, she was not to be allowed to follow
3 him out of that room. I wanted her in sight of everybody,
4 contained in that room. So I conveyed that message.

5 We pulled up two chairs and, if I remember
6 correctly, the President sat facing out towards the room and
7 I think Dolly's chair was somewhat of an angle but with her
8 back mainly to the room, so that he could see the whole room
9 and we could see him, but she didn't -- I don't think her
10 vision was out into the room.

11 Q How close were the closest people to the two of
12 them then?

13 A There were tables. I stood probably within --
14 never further than from Mr. Emmick and I and oftentimes I
15 stood right behind her. I stayed within --

16 Q And I'm about six feet from you?

17 A At the most. Yes. I stayed within -- sometimes
18 real good earshot and sometimes just so I could hear the tone
19 rather than the actual words.

20 Q Was it loud in the room?

21 A At times. [REDACTED], who was the Secret
22 Service agent, had to be also positioned somewhere. I was in
23 closer, Dave was somewhere, but I don't remember where, but
24 he would have been there again within whatever their -- I'm
25 sure they have a distance that they're not supposed to be

1 What did you hear?

2 A My memory of that was Dolly was really agitated
3 with him and was raising her voice. The gist of what she was
4 saying to him was how angry she was at him for not having
5 been her lover. That was the bottom line of it. She had
6 been in love with him since they were kids. He knew she had
7 been in love with him. And he had really --

8 Q That's what she is saying or --

9 A That's what she is saying. She did most of the
10 talking initially. In fact, almost all of it. And he was
11 just looking at her listening, is my memory of that first
12 piece of it.

13 And she was telling this tale of having been in
14 love with him since they were kids; that he had ruined her
15 life by not reciprocating; that she did not understand how he
16 could have had this affair with -- she was really angry about
17 Gennifer Flowers.

18 He had hurt her in ways that he would never know;
19 he caused her great misery; and all because he had not been
20 her lover and he knew how much she had loved him; that she
21 had fallen on hard times; she needed money.

22 At some point, she started talking to him about
23 this book. She told him she was trying to find a publisher
24 and was having a hard time.

25 The conversation had -- I don't remember literal,

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<p>1 but it had ups and downs and she would get really agitated, a 2 little bit louder, and then she would tend to calm down a 3 little bit and actually get fairly reasonable and then she 4 would go from "You're the worst person I know, you ruined my 5 life" to "I know you've been there for me, my family loves 6 you, you're really my friend." 7 And then when he started talking to her about this, 8 that's when she -- he let her rant and rave, is what I would 9 call it. 10 Q What was his reaction to this ranting and raving? 11 A My memory of this was he was listening intently to 12 what she was saying. He did not talk very much at first and 13 then he -- after she sort of got over this first sort of 14 volley, he was going, "Dolly, you know that's not true." 15 Q It's not true that what? 16 A Well, just the whole gist of what she had just 17 said. I mean, her dumping on him about this supposed -- you 18 know, love affair and -- 19 Q I'm just trying to figure out what wasn't true 20 about what she was saying. 21 A Dolly -- 22 MR. EMMICK: We've got a knock at the door. Hold 23 on. 24 THE WITNESS: It was not true that he had ever hurt 25 her, had done anything --</p>	<p>1 Q So he was calm. 2 A He stayed calm. Yes. 3 Q That was my question. 4 A He stayed calm through all of this. 5 Q All right. How did the conversation progress? 6 A Well, that's the gist of it, what I remember of it. 7 Eventually, she got calmer and calmer. I, on a couple of 8 occasions, tried to end it. 9 I know two or three times I went up to him and 10 said, "Mr. President, you have other friends here, don't 11 you think it's time to go on and mingle with the crowd?" 12 He'd say, "No, no." And this is me whispering in his ear 13 and his turning to me. 14 Q Did the Secret Service exhibit any concern about 15 what she was saying or doing? 16 A No, but they wouldn't. 17 Q They didn't? 18 A They did not. I don't remember that. No. 19 Q They didn't alert, crowd closer or anything like 20 that. 21 A No. No. 22 MR. EMMICK: Sol, you had a question? 23 MR. WISENBERG: If I could just summarize, and tell 24 me if I've gotten anything wrong, before the conversation, 25 we're talking about Dolly -- what's her full name? Dolly</p>
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<p>1 MR. EMMICK: Hold on. 2 (Pause.) 3 MR. WISENBERG: Carry on. 4 MR. EMMICK: Do we have lunch? 5 MR. WISENBERG: Lunch is here. Carry on. 6 THE WITNESS: It wasn't true that he had ever done 7 anything to intentionally hurt her and when she started 8 talking about the book, in the book, she was going to 9 allege -- and she said, "This is going to be really about 10 you." And she said, "And I need money and I'm going to tell 11 people that we did have an affair." 12 He said, "Dolly, that is just not true." And he 13 was talking to her, "Why are you wanting to do this?" 14 She talked a little bit, I believe, about her son. 15 BY MR. EMMICK: 16 Q Well, what was his manner when he said that to her? 17 Was he furious at her? Was he matter of fact? 18 A Listen, this was a woman who seemed on the verge of 19 going out of control. We're in the middle of -- 20 Q I'm just asking a question. 21 A No, I'm answering it. We're in the middle of 22 three, four, five hundred people. He was staying extremely 23 calm with her. It's the same way that I think anyone would 24 talk to someone on the verge of hysteria. This is also 25 someone he knew.</p>	<p>1 Kyle Browning? 2 MR. EMMICK: Right. 3 THE WITNESS: I know her by Dolly Kyle, the 4 Browning part I've read. 5 BY MR. WISENBERG: 6 Q Okay. Dolly Kyle or Dolly Kyle Browning, she's 7 first -- before they have the conversation, she's -- as 8 you've described, gaming him. During the conversation, at 9 some point, she's on the verge of losing control. 10 She acknowledges that he's never been her lover, 11 though she's always wanted him to be; she states that she 12 needs money and she states she's going to write a book 13 alleging an affair -- 14 A She has written a book. 15 Q She's written a book alleging an affair, even 16 though there wasn't one. Is that a fair summary of what 17 you've told us? 18 A Yes. 19 MR. WISENBERG: That's all I have on that line of 20 questioning. 21 MR. EMMICK: Are there questions you had on that? 22 THE FOREPERSON: Excuse me. It's time for lunch. 23 MR. WISENBERG: What I would like -- 24 THE FOREPERSON: If you have just maybe one more 25 question, but --</p>

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1 MR. WISENBERG: Actually, we don't, but what I
2 would like to do is ask the witness to step outside for
3 about -- we don't just have one, in other words. So I'd like
4 the witness --
5 THE FOREPERSON: That's what I kind of figured.
6 MR. WISENBERG: Yes. If the witness could step
7 outside for -- actually, I think we're through with the
8 witness for now, but if before we start lunch, if we could
9 have like a 60-second conversation with the grand jury?
10 THE FOREPERSON: Sure. Sure.
11 MR. WISENBERG: Okay. I'll ask -- I'm sorry, go
12 ahead.
13 MR. EMMICK: I was just going to say, so if you
14 would step out for just a minute or two, then we'll be right
15 out to let you know what the status is.
16 MR. WISENBERG: We'll come and chat with you and
17 your lawyer.
18 THE WITNESS: Okay.
19 (The witness was excused at 12:37 p.m.)
20 (Whereupon, at 12:42 p.m., a luncheon recess
21 was taken.)
22 * * * * *

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1 AFTERNOON SESSION
2 (1:48 p.m.)
3 MR. EMMICK: Let the record reflect the witness has
4 reentered the grand jury room. Do we have a quorum, Madam
5 Foreperson?
6 THE FOREPERSON: Yes, we do.
7 MR. EMMICK: Are there any unauthorized persons in
8 the grand jury room?
9 THE FOREPERSON: No, there are not.
10 Ms. Scott, I need to remind you that you're still
11 under oath.
12 THE WITNESS: Thank you.
13 BY MR. EMMICK:
14 Q I think when we stopped last, you were talking
15 about the Dolly Kyle Browning reunion situation, and, if I
16 recall, you were sort of at the tail end of the principal
17 discussion of that. You were talking about what she was
18 saying to the President, how the President was somewhat
19 impassive about it.
20 I wonder if you can tell us --
21 A He wasn't impassive. He was calm.
22 Q All right. Calm is fine. Can you tell us how the
23 conversation progressed?
24 A I thought I did. Where are you unclear?
25 Q I was thinking you were toward the end of the

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1 conversation, but they hadn't stopped talking yet.
2 A I don't remember how it did exactly end. I don't
3 know whether finally I told him that we needed to reject
4 others or others came up, but at some point it stopped, the
5 conversation stopped.
6 Q How long were the two of them talking to one
7 another in the semiprivate area?
8 A I'd say anywhere from 25 to 40, 45 minutes.
9 Q Okay. Quite a long time, it sounds like, in
10 proportion to the three or four hours of the reunion.
11 A I didn't take it that way, but you could
12 characterize it as that if you wish.
13 Q What happened as they parted company?
14 A He reengaged in the room, and I don't remember
15 seeing her after that. I don't know -- I don't know where
16 she ended up. I didn't notice her after that.
17 Q What was the last part of their conversation about?
18 A I don't remember exactly. I remember she was
19 quieter, calmer. I think I said to him, "Is everything
20 okay?" He said, "Fine." He seemed fine, relaxed. She
21 seemed relaxed.
22 I don't -- I'm sorry, I don't remember anything
23 other than kind of the tone and my impressions of it.
24 Q He rejoins the rest of the group. She disappeared,
25 more or less?

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1 A I just didn't notice her anymore.
2 Q Did you stay within that relatively short distance
3 of the President for the rest of the evening?
4 A Mm-hmm, yes.
5 Q Is that because of anything pertaining to Dolly
6 Kyle?
7 A It's my job. Even when I -- I danced, I think, two
8 or three times, and I always danced kind of right near --
9 nearby.
10 I was there officially, not as a member of the
11 reunion press.
12 Q About what time of night did the reunion, or that
13 part of the reunion end?
14 A I don't know, but it seemed like -- I guess it was
15 sometime after midnight.
16 Q Did you have occasion to speak with the President
17 about Dolly Kyle Browning sometime after that?
18 A We did. That evening -- I don't remember whether
19 we did or not because a group of us -- seven of us went
20 upstairs to his suite, and we played cards probably until
21 3:00 or 4:00 in the morning. And we were joking and eating
22 and -- I don't know whether she ever came up then, and she
23 could have, because a lot of people noticed her.
24 Q Who were the seven people?
25 A Dr. Bob Asphall, his wife, Marya Asphall, who's a

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1 psychologist, Joe Newman, David Leopulous, Carolyn Staley,
 2 Phil Jamison, Dr. Jim French, and -- did I say Joe Newman?
 3 Q Yes.
 4 A And myself.
 5 Q All right. You mentioned that the topic of Dolly
 6 Kyle might have come up, but you're not sure if it came up in
 7 the course of the card game?
 8 A Right.
 9 Q But I thought you said at some point you did talk
 10 with the President about it.
 11 A I did.
 12 Q When would that have been?
 13 A I don't remember whether we did briefly on the
 14 plane going back or whether it was later when we got back to
 15 Washington, but I think it -- I'm trying to remember whether
 16 he mentioned it that night.
 17 At some point he suggested me that I should write
 18 down what I remember of everything Dolly said and did, and I
 19 said I would do that. But I don't remember whether we did it
 20 that night or on the plane going back or when we got back to
 21 Washington. My -- I just don't have a memory of that.
 22 Q Did he say why?
 23 A Yes, because it was a bizarre conversation. I
 24 thought it was bizarre, he thought it was bizarre. Her --
 25 Q Even so, you don't always write down notes about

1 "What was that about?"
 2 A I'm sure I did, and he said, "It was weird, wasn't
 3 it," that kind of thing.
 4 Plus, there wasn't a need to talk a lot more about
 5 it because I was very aware of what had gone on with her.
 6 Q And he thought that you understood all that you
 7 needed to understand about it?
 8 A Yes, I did. My main thing with him is, I wanted to
 9 know if he was okay, if he was unsettled by that, and, you
 10 know, I was -- I thought the woman was an absolute nut.
 11 He seemed okay about it. It seemed to have gotten
 12 resolved. They parted. She didn't -- I didn't see her
 13 again. I knew what I knew and was comfortable relating that
 14 if I needed to.
 15 Q Did you write down notes?
 16 A I did. I wrote down my impressions of what had
 17 happened.
 18 Q Did he as well?
 19 A He did.
 20 Q Did you have any later conversations with the
 21 President about this incident?
 22 A I don't think so. I think once -- once I had given
 23 him those notes, I don't -- I don't think we talked about
 24 that since then.
 25 Q How long after the reunion did you actually write

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1 everything bizarre that happens. Was there some concern that
 2 he had that prompted that?
 3 A Well, I think because of the nature of the
 4 conversation and the fact that she had been threatening him
 5 all through the conversation, and she was threatening to go
 6 public with a lie, and she was threatening to do whatever she
 7 had to do to get money. I think that was cause for concern.
 8 Q Is that what the President said?
 9 A That's what I heard. He was concerned -- I mean,
 10 he heard what I heard. We heard the same thing.
 11 Q No, no, what I mean is, is that what the President
 12 said about the reason you should put it to notes?
 13 A He was worried about what she was going to do, and
 14 he thought, to be safe, we ought to each remember as we heard
 15 it and saw it.
 16 Because here's a man that already been the subject
 17 of other people telling tales about him, and this was at
 18 least an opportunity that if someone -- if Dolly tried to go
 19 public with this, we could refute it. Because she'd already
 20 made known what she wanted to do, and we had -- I felt like I
 21 had handled it as well as I knew how to handle it, and so had
 22 he, and this was a good opportunity to be able to really
 23 refute something, if she went forward with this as she was
 24 threatening to do.
 25 Q Did you ask him any more general questions, like,

1 those notes up, and how did you give the notes to the
 2 President?
 3 A That's the part I can't remember. I think I wrote
 4 it on the plane going back, and I think -- I think I gave
 5 them to him on the plane, but I'm not sure of that. I could
 6 just as easily have come home -- or come back to the White
 7 House and written them. But my sense is that's what I did.
 8 Q Was there any discussion about what had actually
 9 occurred there? You know, how sometimes we'll talk with one
 10 another in order to remind each other what was said.
 11 A No, no.
 12 Q Okay. And no other conversations about that
 13 incident with the President since that time?
 14 A No.
 15 Q Any discussions about Dolly Kyle Browning in
 16 general with the President since that time?
 17 A I -- I don't even -- I don't even think I discussed
 18 it with him since she's resurfaced. I don't think so.
 19 Q Any discussions with anyone else about that
 20 incident?
 21 A The only -- right before -- when I was asked to
 22 come here, I had read in the paper that one of the things you
 23 all were going to ask me about was Dolly, and I hadn't really
 24 thought about her much.
 25 And so I went to Bruce Lindsey and asked him,

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1 "Bruce, did you know that I wrote notes after that incident?"
 2 And he said, "Yes." He said, "In fact, I think we've -- I
 3 got a copy of that." And I said, "Well, did you turn those
 4 over to the independent prosecutor?" And he said, "Yes."
 5 I said, "Well, I'd like to see what I wrote," and said, "I
 6 don't remember."

7 So he dug them out. So before I came down here the
 8 first time I quickly looked at them.

9 Q So your conversation with Bruce would have been one
 10 time you talked about the reunion incident, let's call it,
 11 with someone other than the President.

12 Have you talked about that reunion incident with
 13 anyone else?

14 A Other than that night, we may have joked about it
 15 upstairs.

16 Q When you say "upstairs," what do you mean?

17 A When we were playing cards. I don't have a memory
 18 of that. It would have been logical that we would have if it
 19 had come up, but I don't remember the President ever bringing
 20 it up.

21 Q What about in Washington?

22 A No, because no one up here, I think, knew about it
 23 unless they were at the reunion, and I was the only person
 24 that was there other than the staff -- other staff.

25 Q Recent events haven't caused that subject to come

1 MR. EMMICK: Sol, any more questions you wanted to
 2 ask about Dolly --

3 THE WITNESS: I have one question. Who's that man
 4 that has been sitting there?

5 MR. EMMICK: His name is David Barger.

6 THE WITNESS: Okay. Who is he?

7 MR. WISENBERG: He's an attorney with our office.

8 THE WITNESS: Okay.

9 MR. EMMICK: He's not an unauthorized person.

10 THE WITNESS: Okay.

11 MR. EMMICK: Sol, any questions you had?

12 MR. WISENBERG: Not on that subject.

13 MR. EMMICK: Okay.

14 A Let me turn to another subject then. Well, before
 15 I leave it, has anyone written anything else, as far as you
 16 know, about the Dolly Kyle Browning incident, other than the
 17 notes written by the President and the notes written by you?

18 A Not to my knowledge.

19 Q Any e-mails, any letters, any summaries, anything
 20 like that?

21 A No.

22 Q Let's talk a little about Martha's Vineyard.

23 A Okay. Martha's Vineyard? Okay.

24 Q There's a saloon called The Black Dog.

25 A Uh-huh.

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1 up between you and anyone else?

2 A Contrary to what a lot of people think, we don't go
 3 around gossiping and talking about all this. Too many people
 4 get subpoenaed for imagining or even thinking they're saying
 5 something, so people don't talk about these things, they
 6 don't talk about them.

7 Q That sounds like a no.

8 A It's a no.

9 Q Have you overheard anyone else bring up the subject
 10 of Dolly Kyle Browning at any time?

11 A Anybody in the White House?

12 Q Yes.

13 A No.

14 Q Anybody outside the White House?

15 A Everyone, when they find out you work in the White
 16 House, they'll go, "Do you know Monica Lewinsky? Do you know
 17 Linda Tripp? Did you know this Dolly Browning?"

18 And, unfortunately, I say, "Yes, I've had the
 19 misfortune of knowing all those people." That's the extent
 20 of it.

21 Q So nobody who actually is at the White House, but
 22 others outside the White House.

23 A Correct.

24 Q Okay. Did you talk with Hillary Clinton about it?

25 A No.

1 Q And we were curious whether, when the President
 2 bought some items from The Black Dog, how those got
 3 distributed, whether you got any of the items.

4 A I don't know The Black Dog saloon. I've heard
 5 about it. Never been to Martha's Vineyard. And I don't know
 6 how they got distributed.

7 Q Did you get any items?

8 A I did.

9 Q Okay. So you know that at least some items got
 10 distributed to you.

11 A I know what he gave to me, but I don't know how
 12 items from there got distributed.

13 Q Okay. Tell us what you know about Black Dog items
 14 coming from the President to you.

15 A Well, I didn't know they were Black Dog items. I
 16 got a sweatshirt kind of thing that has an emblem of a little
 17 black dog on it.

18 Q Okay.

19 A I had no idea that that was the same until there
 20 was a news show about that place, and that's the first time I
 21 actually saw that that was the logo and that that was
 22 actually on something that I had.

23 Q It didn't say "Black Dog" under it, it just had a
 24 black dog?

25 A I don't think it does. I think it's just the face

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1 of a lab.

2 Q Okay. When did you get that from him?

3 A That was one of a couple of gifts that I got at
4 Christmas.

5 Q So it was like a wrapped gift and the whole thing
6 as part of a Christmas celebration?

7 A No, he told me this was something that he had
8 gotten before, but it was part of Christmas gifts that I got.
9 I think he intended it that way.

10 Q Was there any other discussion of The Black Dog at
11 all or anything like that?

12 A No.

13 Q Do you know anything about any of the other items
14 obtained by the Clintons at The Black Dog, where they went
15 to?

16 A No.

17 MR. EMMICK: As I recall, there was a question
18 about Arkansas dinners. Did you want to --

19 THE FOREPERSON: Yes. During the time that Mr.
20 Hubbell was working at the Department of Justice, did you
21 attend any of the Arkansas dinners that happened, I guess,
22 every month or every couple weeks or so with all the people
23 from Arkansas?

24 THE WITNESS: Tuesday nights, yes.

25 THE FOREPERSON: Okay. Did you attend them many of

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1 them, most of them?

2 MR. EMMICK: We have a knocking at the door.

3 THE FOREPERSON: Oh, okay, all right.
4 (Interruption to proceedings.)

5 THE FOREPERSON: Did you attend many of them? I
6 mean, did you go often?

7 THE WITNESS: In the beginning they were set up
8 with just a small group of us. We'd get together on Tuesday
9 nights. And we jokingly used to call it our "Arkansas
10 night."

11 It grew, because we really had fun, and it was one
12 of the few times that we ever actually socialized or left at
13 a time that was reasonable. We were all working very long
14 hours then.

15 Others wanted to come, and it got bigger, and we
16 would have these -- what it started out as, I think, six
17 people grew sometimes to 12 and 15. I stopped going when it
18 got really big like that.

19 THE FOREPERSON: After Web Hubbell started having
20 these problems, and he left the Department of Justice, did
21 the Arkansas dinners continue?

22 THE WITNESS: I think that they had stopped by
23 then. I -- I don't think -- no, because his -- I'm trying to
24 remember when all the wives came, when Mrs. Foster and Web's
25 wife Susie. They all came up, I think, in June of that first

1 year. Then it was shortly thereafter that we stopped having
2 them because they just got too large, or at least I stopped
3 attending them, and I don't think they had them.

4 So all through the next year we didn't have them,
5 that I remember.

6 THE FOREPERSON: Were there ever any dinner parties
7 or gatherings that you can recall where many of the people
8 from the Arkansas dinners were, where it could have almost
9 been called an Arkansas dinner, but not really -- and this
10 was after Web Hubbell pleaded guilty to the offense at the
11 Rose Law Firm -- where people were openly talking about
12 things they could do to help the Hubbells?

13 THE WITNESS: What -- what is referred to in the
14 press and what I've heard talking about the Arkansas nights,
15 that stopped in that first year. That did not go on beyond
16 that.

17 My circle of friends are the Arkansans. There are
18 few people outside of that. So -- but I've never heard that
19 term "Arkansas dinner" or "Arkansas parties" ever applied,
20 except around that first group of dinners that we used to
21 have where we'd go out to a restaurant.

22 THE FOREPERSON: Mm-hmm.

23 THE WITNESS: Now, all of us entertained, and I've
24 certainly entertained, and, in fact, when he was going to
25 prison, I threw an anniversary party for Web and Susie at my

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1 house, and a large number of people came.

2 I am sure that people were talking about Web and
3 Susie and their condition, but I don't know how that fits in
4 the context of your question.

5 THE FOREPERSON: No, what I really wanted to know
6 is what kinds of ideas that you recall hearing about how help
7 could come to the Hubbells.

8 THE WITNESS: People didn't talk about it in those
9 terms. It was more of -- well, let me back up. People would
10 always say, "What can I do?" And if I was ever asked that, I
11 always referred them to the trust fund that was set up for
12 the Hubbell children, and that was my standard reply.

13 I think a lot of times it was a rhetorical question
14 of, "I don't know what to do. And this is a bad situation."
15 But I don't have any memory of orchestrated -- like if a
16 group of us were together and so I said, "Well, we need to do
17 x, y, and z for Web." That was never the kind of
18 conversation that I heard.

19 MR. WISENBERG: Why did you focus on the
20 recommending the trust fund for the children?

21 THE WITNESS: Because I knew that was a legal up
22 front entity. It was the only thing I knew that people could
23 do.

24 MR. EMMICK: Yes?

25 A JUROR: You testified that you instructed the

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1 Secret Service -- when you were at this reunion with the
 2 President and Dolly Kyle Browning, that you instructed the
 3 Secret Service not to let Dolly Kyle Browning be alone with
 4 the President?
 5 THE WITNESS: Not leave the room.
 6 A JUROR: Oh, leave the room.
 7 THE WITNESS: Leave the room.
 8 A JUROR: Was that instruction motivated out of a
 9 concern that she might claim something happened between them
 10 that might or might not really happen? I mean, what were
 11 you --
 12 THE WITNESS: I found her to be extremely peculiar-
 13 acting. And there are a lot of nuts, nutty people, and we've
 14 had a lot of situations at the White House of people trying
 15 to break in and people -- we get -- you know, I used to be in
 16 charge of correspondence, and I used to have to read all the
 17 hate mail that came in and all the mail that we turned over
 18 to the Secret Service.
 19 Dolly alarmed me, and I thought she was gaming him
 20 in the way that men and women can game each other around,
 21 that there was sort of a tension there and you could -- on
 22 her part. It's almost the flip side of flirting with
 23 someone. It's -- it's a taunting in a way, but it was -- it
 24 had a sexual overtone because she was a woman and the way she
 25 was doing it,

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1 A JUROR: So was your concern for the President's
 2 physical safety or for some kind of unpleasant incident?
 3 THE WITNESS: I didn't think the President needed
 4 to be around Dolly Kyle in any kind of way that anyone could
 5 talk about it, yeah.
 6 A JUROR: So it was a perception.
 7 THE WITNESS: The perception, yes. Just that --
 8 and my antenna went up. I just had a bad gut on her.
 9 MR. EMMICK: There's a question?
 10 A JUROR: What has been your position -- or can you
 11 tell me what's in your position that gives you this kind of
 12 function to be sort of a guardian to the President?
 13 THE WITNESS: It was just for that event, and it
 14 was because every time the President goes anywhere, someone
 15 accompanies him to act, as I explained earlier, like as a
 16 body person, you know, that carries the papers, give him
 17 something to drink, just are there in case someone that he
 18 meets has a question, that he turns around and refers that to
 19 me.
 20 I've done that at various functions, both in the
 21 White House and on the road.
 22 This was a group of people that I knew well. You
 23 know, I'm from there, I knew most of the people in that room.
 24 And so it was --
 25 A JUROR: You say that another part of your

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1 position was, you dealt with the hate mail that came in to
 2 the President
 3 THE WITNESS: That was -- no. That's the very
 4 first job that I had at the White House when I was director
 5 of correspondence. We got all the mail in there, and before
 6 I sent anything or allowed anything to be sent over to the
 7 Secret Service to have it checked out, I would read it to
 8 make sure it fell under that definition.
 9 Because the Secret Service takes that stuff very
 10 seriously, and it's -- they take action on it.
 11 A JUROR: Oh, thank you.
 12 A JUROR: I have a quick question. Correct me if
 13 I'm wrong, but I kind of remember hearing that whenever the
 14 President travels, either the chief of staff or one of his
 15 deputies travels with the President on every trip that they
 16 go on.
 17 Was there a deputy chief of staff or the chief of
 18 staff on this trip?
 19 THE WITNESS: No. And that is usually the case.
 20 That became much more institutionalized under Mr. Bowles.
 21 Mr. McLarty didn't adhere to that in the same way. And
 22 particularly because Mr. Lindsey generally travels with the
 23 President everywhere, he always functioned -- or he didn't
 24 always function that way. He was just a senior person there.
 25 And up until, I think, Mr. Bowles' tenure, and even

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1 not in the beginning of that, that became more
 2 institutionalized, that there is a chief of staff person, and
 3 now I think that's fair to say that every time he travels.
 4 But back then, particularly if he were going on
 5 something like this, which was of a semipersonal -- or at
 6 least the bulk of it was a personal trip back home to his
 7 family, there was not that necessity, same necessity.
 8 A JUROR: Thank you.
 9 MR. EMMICK: Sir, if you want to, go right ahead.
 10 BY MR. BARGER:
 11 Q I just have a couple questions, going back to
 12 Hubbell. I have a couple topics.
 13 The trust fund that you alluded to you, what was
 14 your understanding about the Hubbell children's trust fund?
 15 A Just that. I thought it was a fund set up to pay
 16 for the schooling for the kids.
 17 Q Who would you advise people to contact, or who did
 18 you advise them to contact?
 19 A Mike Shively.
 20 Q Did you ever give any financial support to the
 21 Hubbells during the -- after his guilty plea?
 22 A Other than giving them my house for --
 23 Q Well, other than the house, yes, I'm sorry.
 24 A No. I'm sure I bought presents, bought dinners,
 25 that sort of thing. But, no, I've never given a cash

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<p>1 payment.</p> <p>2 Q How often would you say you talk with Webster</p> <p>3 Hubbell now, say, within the last six months?</p> <p>4 A It kind of cycles in and out. I try to always talk</p> <p>5 to him once a week. I --</p> <p>6 Q Do you talk -- I'm sorry, go ahead.</p> <p>7 A I feel guilty that I don't talk to him every day.</p> <p>8 Q Do you generally call him or does he generally call</p> <p>9 you?</p> <p>10 A No, I always call him.</p> <p>11 Q You say "now." Was there a time when it was</p> <p>12 different?</p> <p>13 A When he was in prison, he had to call me.</p> <p>14 Q And now that he got out of prison, generally you</p> <p>15 call him.</p> <p>16 A Generally. He calls -- Web -- Web doesn't want to</p> <p>17 impose on anybody now, and everyone that gets near him gets</p> <p>18 caught up in this web. No pun intended.</p> <p>19 Q Generally do you call him at his home or at work?</p> <p>20 A Wherever I think he is.</p> <p>21 Q And where is that usually? Where do you usually</p> <p>22 think he is?</p> <p>23 A At home or at work.</p> <p>24 Q So over the last six months, you would estimate</p> <p>25 you've talked to him about once a week.</p>	<p>1 worsens every day. So --</p> <p>2 Q Well, what has he said to you? Beside what you</p> <p>3 think, what is it that's led you to think that based on what</p> <p>4 he's told you?</p> <p>5 A Well, he can't find a job, other than the job that</p> <p>6 is very part-time that he has with a small company over in</p> <p>7 Virginia.</p> <p>8 Q Has he ever -- since he pled guilty, has he</p> <p>9 complained about the subsequent tax bills that he owes to the</p> <p>10 various taxing authorities, such as the IRS?</p> <p>11 A He's not complained about it, but I'm aware that he</p> <p>12 owes a tremendous amount of money to the IRS.</p> <p>13 Q And how is it you're aware?</p> <p>14 A I've read about it. He's always -- he's never</p> <p>15 denied that.</p> <p>16 Q Well, has he discussed it with you?</p> <p>17 A Not in detail, no.</p> <p>18 Q When you say, "Not in detail," what does that mean?</p> <p>19 A Well, when Web would talk about his situation, and</p> <p>20 I would be talking about the future and what he could do, it</p> <p>21 always comes up that he owes this tremendous amount of money.</p> <p>22 The IRS chunk of it, I'm sure, grows daily.</p> <p>23 Q And you may have covered some of this, and Mr.</p> <p>24 Emmick may have covered all of it when I was out of the room,</p> <p>25 but, in general, aside from recommending that people can help</p>
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<p>1 A I hope so.</p> <p>2 Q I don't understand. What do you mean, you hope so?</p> <p>3 A I hope that I did.</p> <p>4 Q Is that your estimate of how often you do?</p> <p>5 A I hadn't thought about it before. I hope that I</p> <p>6 talk to him once a week. I don't know if I -- that I have</p> <p>7 done that.</p> <p>8 Q Okay. What is your problem with that? Maybe we're</p> <p>9 not communicating. My question is, approximately how often</p> <p>10 have you talked to Mr. Hubbell, on average, over the last six</p> <p>11 months, not what you hope to do.</p> <p>12 A Well, on average, it would probably average out</p> <p>13 once a week, but I don't know that literally I did it once a</p> <p>14 week.</p> <p>15 Q I understand.</p> <p>16 A How's that?</p> <p>17 Q On average, your best estimate is about once a</p> <p>18 week.</p> <p>19 A Right.</p> <p>20 Q When you have talked to him, have you talked to him</p> <p>21 at all about his current financial difficulties?</p> <p>22 Let me rephrase the question. Has he talked with</p> <p>23 you or disclosed to you whether he has any current financial</p> <p>24 difficulties?</p> <p>25 A I think his financial situation has worsened and</p>	<p>1 through the trust fund and contact Michael Shively, you're</p> <p>2 not aware of people suggesting or offering to find employment</p> <p>3 for Mr. Hubbell?</p> <p>4 A Correct.</p> <p>5 MR. BARGER: That's all I have.</p> <p>6 MR. EMMICK: Okay. A few more questions here.</p> <p>7 BY MR. EMMICK:</p> <p>8 Q When you want to get hold of, that is, to telephone</p> <p>9 the President, how do you do it?</p> <p>10 A Call him. Just pick up the phone and call the</p> <p>11 operator.</p> <p>12 Q You call the operator.</p> <p>13 A Mm-hmm.</p> <p>14 Q And if he's in the residence, what number do you</p> <p>15 call?</p> <p>16 A I call the operator.</p> <p>17 Q Still? If he is out of the White House, how do you</p> <p>18 make the call?</p> <p>19 A Call the operator.</p> <p>20 Q Okay. So that's really the only way that you get</p> <p>21 hold of him. He hasn't got a private line, an inside line</p> <p>22 that you could use to call him directly?</p> <p>23 A He has, I think, a private line, but I've never</p> <p>24 used that private line.</p> <p>25 Q So you don't have the number for that private line.</p>

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1 A No.
 2 Q Same questions with respect to Hillary Clinton.
 3 A I don't know that she has a private line, and I've
 4 never called her anyway, except through the operator.
 5 Q Do you know that there is a way to call her except
 6 through the operator?
 7 A No, I didn't mean in private. I do know that. No,
 8 I don't think there is.
 9 Q Have you had occasion to talk to the President's
 10 attorney, Mr. Bennett?
 11 A No.
 12 Q What about to anyone on his staff?
 13 A I don't know who's on his staff, but I don't -- to
 14 my knowledge, no one has ever identified themselves as
 15 working for Mr. Bennett that I've ever talked to.
 16 Q What about Mr. Kendall, the other attorney?
 17 A I know him personally, and I have wanted to talk to
 18 him when all the stuff first broke about Monica, whenever
 19 that was.
 20 Q When you say you wanted to talk to him --
 21 A Well, I wanted to tell him that I had spoken to
 22 Monica, and that she had interviewed, and I didn't know
 23 whether he knew that, because I didn't think anyone other
 24 than Monica and I, just a few people knew that we've had
 25 those exchanges.

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1 Q So you said you wanted to talk to him. Did you
 2 talk to him?
 3 A I did not. We never could get together.
 4 Q Did you talk to anyone else on his staff?
 5 A No.
 6 Q Do you plan on talking to either Mr. Kendall or Mr.
 7 Bennett shortly after this?
 8 A I don't.
 9 Q Do you know whether there are any such plans?
 10 A For me to talk to them? There are not.
 11 Q Okay.
 12 BY MR. WISENBERG:
 13 Q How about the New York Times, is it part of the
 14 information-sharing understanding?
 15 A I don't think so, but I told my attorney that he
 16 should share any information that I have with anybody that he
 17 thinks is relevant, too.
 18 BY MR. EMMICK:
 19 Q Has he told you whether he's shared any information
 20 with Bennett or Kendall?
 21 A I don't think he's ever talked to Mr. Bennett. I
 22 think he's talked to Mr. Kendall, because I think that Mr.
 23 Kendall suggested that instead of Mr. Kendall talking to me,
 24 that I ought to talk to my lawyer, and then my lawyer could
 25 talk to Mr. Kendall.

1 BY MR. WISENBERG:
 2 Q So there does appear to be some kind of
 3 information-sharing agreement, however informal, between your
 4 lawyer and Mr. Kendall.
 5 A I certainly authorized that.
 6 MR. EMMICK: I wanted to -- unless you had more
 7 questions on that score?
 8 MR. WISENBERG: Not on that particular topic.
 9 BY MR. EMMICK:
 10 Q Is there a joint defense agreement?
 11 A I don't think so. I mean, I don't know -- I don't
 12 know of that. That term's never been asked of me or brought
 13 up by my lawyer with me.
 14 Q Okay.
 15 BY MR. WISENBERG:
 16 Q Do you know whether this information-sharing,
 17 whatever you call it -- whatever one would call it, I've
 18 described it as information-sharing -- do you know whether or
 19 not it's been formalized in writing?
 20 A Not to my knowledge it hasn't.
 21 Q If it has, you haven't signed it.
 22 A Correct.
 23 BY MR. EMMICK:
 24 Q Circling back to what we described a couple hours
 25 ago as the time line, or I described it that way, I wanted to

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1 show you a couple things and see if I --
 2 A Wait. I've got to get my glasses.
 3 Q Okay.
 4 A Excuse me.
 5 Q What I'll do is, I'll actually show you one thing
 6 and then read you a few other things.
 7 A Okay.
 8 MR. WISENBERG: Let me just say we're going to try
 9 to finish up by 2:30.
 10 MR. EMMICK: Right.
 11 MR. WISENBERG: If we don't, we might have to have
 12 you back. It would not be very long, I don't think, but we
 13 might have to do that.
 14 THE WITNESS: Okay. I'll be really fast, very
 15 succinct here.
 16 BY MR. EMMICK:
 17 Q I'll read fast. What I hold in my hand is a copy
 18 of what appears to be a letter or a draft of a letter. It's
 19 not signed. It's dated July 6, 1997, to Ms. Marsha Scott.
 20 The name at the bottom is "Monica Lewinsky" and at the top,
 21 "Monica Lewinsky," with an address. It has some highlighting
 22 on it, but that's of no significance for this.
 23 I'd like this to show you this to you and ask you
 24 if that appears to be one of the letters that Monica sent to
 25 you.

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1 A (Examining). This -- this could be one of the
 2 letters she sent to me, but I can't attest to it.
 3 Q Have you had a chance to read all the way through
 4 it?
 5 A Yes.
 6 Q What is it about this that reminds you of the
 7 letter and makes you think that it could be one of the
 8 letters?
 9 A Just the last paragraph.
 10 Q Last paragraph --
 11 A Yes.
 12 Q -- saying -- let me just read it for the record so
 13 we know what it says -- "Marsha: I want you to know that I
 14 do appreciate the help you're giving me, and I apologize if
 15 at times my frustration with this whole situation has been
 16 misdirected toward you."
 17 Now, this is dated July 6th, which would have
 18 placed it after the first meeting which we were tentatively
 19 placing at June 16th, but sometime before the possible second
 20 meeting on July 16th.
 21 So this would have been, I guess by any accounts,
 22 before the meeting where she was crying. Does that sound
 23 right to you?
 24 A Well, as I think I remember it, I'm not sure how
 25 much happened in the first meeting versus how much happened

1 Q Who's "he"?
 2 A Well, I guess there's a couple ways of answering
 3 that, but we'll have to leave it to inference who "he" might
 4 be.
 5 What portions of that square with your
 6 recollection, or might help you remember what happened in
 7 that meeting June 16th?
 8 A The part that doesn't square is the "he" reference.
 9 I don't understand her characterization of assumption of what
 10 I know or don't know.
 11 And if you want me to go further, we have to go
 12 back over it piece by piece.
 13 Q I take it, you don't take issue with, "While she
 14 was very pleasant."
 15 A -No, I like that part.
 16 Q All right. "She questioned me endlessly about my
 17 situation."
 18 A That -- well, that's her interpretation that -- we
 19 discussed her situation, as I indicated earlier.
 20 Q "She already knew why I had to leave." Somehow the
 21 author of this letter seems to have come to the conclusion
 22 that you knew why she had to leave.
 23 A She may have assumed that.
 24 Q All right. But your recollection is, you did not
 25 know.

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1 in the second meeting. I've never, ever wanted to give the
 2 impression that I remember what happened at which meeting.
 3 So I think the crying was the second one, but I --
 4 I hope I've been clear that I'm not positive about that. And
 5 she could have cried both times, for all I know.
 6 Q All right. The next thing I want to do is read you
 7 a -- this is a letter dated June 24, 1997. So, again, this
 8 would be approximately eight days after that first meeting,
 9 tentative first meeting, or what we're assuming is the first
 10 meeting.
 11 And I'll read a passage relating to your meeting
 12 with Monica. Tell me whether this helps you remember what
 13 may have happened at that first meeting.
 14 "My meeting with Marsha was not at all what I
 15 expected. While she was very pleasant, she questioned me
 16 endlessly about my situation. Despite the fact that she
 17 already knew why I had to leave, she asked me to tell her all
 18 about it, asked if I had acted 'inappropriately,' and why I
 19 wanted to come back. She seemingly knew nothing about my
 20 current position.
 21 "She didn't know of any openings and said she would
 22 check with the people in communications. He said to me that
 23 he had told her I'd gotten a bum deal, I should get a good
 24 job in the West Wing. I was surprised she would question his
 25 judgment and not just do what he asked of her."

1 A Well, here again, as I've stated earlier, my
 2 recollection is very imprecise about how much Betty Currie
 3 had actually told me about Monica and when I actually learned
 4 the pieces about Monica having to leave and why,
 5 theoretically, she had to leave.
 6 Q All right. What I want to do --
 7 A Do you want me to read anything else?
 8 Q No.
 9 A Okay.
 10 THE FOREPERSON: Just one last question before you
 11 go.
 12 MR. EMMICK: Actually, I'm going to ask about one
 13 other document.
 14 THE FOREPERSON: Oh. Well, while you're looking
 15 for it, just a quick question.
 16 MR. EMMICK: Yes.
 17 THE FOREPERSON: What, again, were the approximate
 18 dates of the reunion? Do you recall or is it?
 19 THE WITNESS: It was hot, it was summer.
 20 THE FOREPERSON: It was hot.
 21 THE WITNESS: I'm guessing it was probably July or
 22 August because --
 23 THE FOREPERSON: Was that '97 or --
 24 THE WITNESS: I think it was -- it would have been
 25 '95, wasn't it? I don't --

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1 THE FOREPERSON: Okay, okay.
 2 BY MR. EMMICK:
 3 Q What I'm finally going to do is read to you another
 4 -- let's call it a document, and this one is dated September
 5 17th. Keep in mind that what I was postulating to you was
 6 some sort of a meeting June 16th; a planned meeting,
 7 probably, on July 16th -- it's unclear whether that was
 8 actually a meeting or not; a possible meeting in August; some
 9 communications with Liz Bailey later in August, perhaps as
 10 late as the 25th.
 11 Here is a document that is dated September 17th,
 12 and here's what it says. "Yesterday morning I went to a
 13 farewell ceremony for someone here and saw the White House
 14 liaison woman with whom I met last week about being detailed.
 15 I asked her if she got my e-mail and she said she had and
 16 asked if I had spoken to Marsha recently. I said, "No, why?"
 17 She said Marsha had run into a few snags and I should talk to
 18 her.
 19 "So I called Marsha all day long yesterday and
 20 finally got in touch with her about 5:00 p.m. She has been
 21 stripped of the detailee slot in her office, so for now there
 22 isn't anyplace for me to be detailed, so I should be patient.
 23 "I told her I was very upset and disappointed, even
 24 though I really" -- it's unclear here. "Then she and I got
 25 into it. She didn't understand why I wanted to come back

1 patience.
 2 I just had a conversation with your attorney. I
 3 understand you're going to France next week on Thursday.
 4 you're going to be back in town Tuesday. Before you leave --
 5 THE WITNESS: Oh, yes, I'll be here next Tuesday.
 6 MR. WISENBERG: Okay. We'll set up a tentative
 7 time with your attorney to be back on 1:30 for perhaps
 8 another hour of questioning.
 9 THE WITNESS: Okay.
 10 MR. WISENBERG: So, with that, we apologize that we
 11 didn't finish. Thank you for your patience. And I'll ask
 12 may the witness be excused?
 13 THE FOREPERSON: Yes, she may.
 14 (The witness was excused.)
 15 (Whereupon, at 2:32 p.m., the taking of the
 16 testimony in the presence of a full quorum of the Grand Jury
 17 was concluded.)
 18 * * * * *

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1 when there were still people there who would give me a hard
 2 time and that isn't the right political climate for me to
 3 come back."
 4 And then it goes on.
 5 The fact that this is dated September 17th, does
 6 that help you place in time when you might have had
 7 discussions with Monica Lewinsky about a detail not being
 8 available and having "gotten into it" with Monica Lewinsky.
 9 A No. The gist of it fits with what I remember
 10 telling her. Where I'm off -- and I am very imprecise about
 11 time and dates -- in my mind, it was a much shorter expanse
 12 of time that I spent dealing with Monica Lewinsky.
 13 This strings it out much longer in time than I
 14 remember. I don't -- it could have easily been between June
 15 and September. In my mind it wasn't, but it could have.
 16 MR. WISENBERG: We're going to have to stop now.
 17 MR. EMMICK: Hold on one sec here.
 18 BY MR. EMMICK:
 19 Q My question then is going to be, is this
 20 description, though, consistent with the last of the
 21 conversations that you said you had with Monica?
 22 A Yes.
 23 Q All right.
 24 MR. WISENBERG: We're going to have to stop. I
 25 don't think we're quite finished. We appreciate your

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

In re:

GRAND JURY PROCEEDINGS

Grand Jury Room No. 3
United States District Court
for the District of Columbia
3rd & Constitution, N.W.
Washington, D.C. 20001
Tuesday, March 31, 1998

The testimony of MARSHA SCOTT was taken in the
presence of a full quorum of Grand Jury 97-2, impaneled on
September 19, 1997, commencing at 2:21 p.m., before:

SOLOMON WISENBERG

MICHAEL EMMICK

Associate Independent Counsel

Office of Independent Counsel

1001 Pennsylvania Avenue, Northwest

Suite 490 North

Washington, D.C. 20004

1 Amendment." Do you understand that?

2 A Yes.

3 Q You also have an obligation, the obligation
4 tell the truth, and that obligation is imposed upon
5 because you have taken an oath. Do you understand th

6 A Yes.

7 Q And if you were to intentionally state a lie,
8 would expose you to prosecution for perjury and perjur
9 felony prosecutable with a five-year maximum sentence
10 you understand that?

11 A Yes.

12 Q All right. Do you have any questions before we
13 further?

14 A No.

15 Q All right. Let me ask you first whether or no
16 since the last time we met you have had occasion to thi
17 about your testimony and have recalled anything n
18 anything different from any of the subjects that we
19 discussed in the past.

20 A No, but you had asked me about two different ite
21 One was a phone number. Do you mind telling me the numb
22 again?

23 Q Yes. Or, no, I don't mind.

24 A Okay.

25 Q I believe it was [REDACTED] Does that ring a l

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PROCEEDINGS

2 Whereupon,

3 MARSHA SCOTT

4 was called as a witness and, after having been duly sworn by
5 the Foreperson of the Grand Jury, was examined and testified
6 as follows:

7 EXAMINATION

8 BY MR. EMMICK:

9 Q Would you state your name and spell it for the
10 record?

11 A Marsha Scott, M-a-r-s-h-a S-c-o-t-t.

12 Q Welcome back.

13 A Thank you.

14 Q Let me remind you of some of the rights and
15 obligations that you have, as we have on other occasions.

16 Number one, you have the right to consult with your
17 attorney. You have an attorney here with you?

18 A Yes.

19 Q And if you need to consult with your attorney, just
20 tell us and we'll let you step outside and do that
21 consultation.

22 In addition, you have the right to invoke the Fifth
23 Amendment. That is, if you hear a question the answer to
24 which would cause you to incriminate yourself, you have the
25 right to say "I refuse to answer on the grounds of the Fifth

1 A It doesn't. 429, though, is a line here in

2 Washington. I mean, that's a normal area number. Wh
3 the time on that?

4 Q There were a number of calls, which was the num
5 for our interest, and they ranged throughout the day

6 A What year?

7 Q All within the last two months.

8 A That's what's odd because that's almost the numbr
9 that was the general number when Webb Hubbell had the offic
10 in Michael Cordoza's building, but that was three years

11 Q No, this would have been the last two months

12 A And that number was [REDACTED] I mean, it's
13 close, it's odd. Because I called -- I looked through
14 Rolodex, I couldn't find it, but I found that number and
15 called it and that's still the receptionist's number at
16 G. William Miller.

17 Q All right. I think we mentioned to you that --

18 A That's all the sleuthing I did on it.

19 Q I think I mentioned to you that when we aske
20 phone company about the location of that number th
21 indicated it was in the State Department and that di
22 strike any bells for you?

23 A No. I tried calling that number, got nothing,
24 so I called the other number that I did have and I ge
25 G. William number.

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1 Q All right. Well, that's probably the best we can
2 do. The other thing that you were going to look into?
3 A The dates of when I was out of the country and that
4 was July 16th through July 31st.
5 Q Now, when you said July 16th, it strikes me that
6 that was the day of the WAVES entry and so it makes me ask
7 when on the 16th. Do you remember at all? Because that
8 might help tell us whether you were unavailable at that time
9 for that WAVES entry.
10 A All the flights leave at night and they all leave
11 at -- I think it's at 7:20, so I can't find any record or
12 anything that triggers my memory of whether I actually worked
13 most of the day. I tried calling friends that I had traveled
14 with. I'm sorry, I just don't have -- I could have been
15 there.
16 Q All right. Fair enough. That's probably all we
17 can do for now, then. All right. Good.
18 I wanted to ask you a number of questions, some in
19 different areas, some in the same areas, and let's just start
20 with the following.
21 Did you ever have any discussions with anyone about
22 trying to get or possibly getting Monica Lewinsky a job on
23 the 1996 presidential campaign?
24 A No.
25 Q Have you ever heard of anyone trying to get her a

1 Q And what caused you to want to speak with her about
2 getting a job?
3 A I was called by someone and this would have be
4 when I was -- let me think what I would have been doing then.
5 I could have still been Director of Correspondence or maybe I
6 was in the Public Liaison Office because I think she was way
7 back in time. Someone called me and asked me if I would talk
8 to her. My memory is because they liked her and they felt
9 sorry for her. I mean, she needed some help.
10 Q What's your best recollection of who would have
11 been making a call like that to you?
12 A I tried to remember that and I -- this will sound
13 funny, but my connection, and it was someone in the building,
14 it was someone in the White House, but my connection was that
15 her connection was with the Democratic Party.
16 My memory of Kathleen and what I knew about her was
17 that she and her husband were long-time friends, Democrats,
18 and that it was someone who was connected in some way with
19 the Democratic Party that knew her and was asking as a favor
20 if I could help her brainstorm and think of anything that
21 there might be for her to do.
22 Q You used a phrase "long-time friends." What does
23 that mean?
24 A I took it that they were supporters, Democrats.
25 Q I see.

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1 job, a position with the campaign?
2 A I haven't.
3 Q Would she have been suitable, in your view, for a
4 position of that kind?
5 A It would have depended on what she wanted to do.
6 Q All right. Let me ask you some questions about a
7 different person, Kathleen Willey. Do you know Kathleen
8 Willey?
9 A I've met her.
10 Q When did you meet her?
11 A Oh, some years ago. I don't remember the first
12 time I met her, but she had an occasion to talk to me on a
13 couple of different times about help in finding something in
14 the White House.
15 Q Do you remember about when that was and I suppose
16 we could try to bracket it timewise, but let's just start
17 with your best recollection of when those discussions were.
18 A I don't know when and if she actually worked there,
19 but it was prior to her having a job, so --
20 Q After she was volunteering, but before she had a
21 job?
22 A Correct.
23 Q Or was it before she was even volunteering?
24 A No, I think she was volunteering because she was in
25 the building.

1 A I mean, I knew of her in the context of her family
2 were Democrats.
3 Q You were called by someone. Had you even heard of
4 Kathleen Willey before this call?
5 A I don't think so, but -- I hate speculating with
6 you guys because then you go and mess other people's lives up
7 by subpoenaing them and they have legal bills, but I'm good
8 friends with Harolyn and Michael Cordoza. I know that
9 Harolyn is a long-time friend of Kathleen's or knows her
10 well. Harolyn is a very nice person. She at one time
11 volunteered in the social office.
12 Harolyn could have asked me, but I could be making
13 this up, too. That is truly a wild, off-the-charts guess.
14 I have no clear memory that Harolyn did, but she could have.
15 Q But you hadn't heard of Kathleen Willey before,
16 then you get this call, someone says something like Kathleen
17 Willey's a nice person --
18 A No, I'm sorry. What I meant by bringing Harolyn
19 Cordoza into this is Harolyn could have told me about her
20 friend Kathleen volunteering in the White House. I could
21 have known about her around that.
22 Q I see.
23 A Because I now know that Harolyn is friends with her
24 and I could have known that then.
25 Q And you're friends with Harolyn.

1 A And I'm friends with Harolyn. Yes.
 2 Q Let's follow up on the assistance to Kathleen
 3 Willey part of this. So you may or may not have known
 4 Kathleen Willey, you get a call from someone in the White
 5 House saying can you help out Kathleen Willey.
 6 Any idea why the call would have gone to you?
 7 Are you the logical person to have called? Because at
 8 that time, you're Director of Correspondence or possibly
 9 the public liaison. Why would it be you whom they would
 10 call?
 11 A I'm a nice person. I'll talk to almost anybody.
 12 And I also -- I try to solve the problem and I don't
 13 mind taking on things that aren't directly any of my
 14 business.
 15 Q Okay. You get the call and what happens after
 16 that? Do you call Kathleen Willey? Does she call you?
 17 What happens?
 18 A I just remember meeting her briefly. I actually
 19 remember more how she looks rather than what she said. I
 20 didn't -- you know, I wasn't in the business of getting jobs,
 21 so I didn't know what to suggest to her.
 22 Q What did you mean by you remember more how she
 23 looks?
 24 A I mean, just my impression is I just remember her
 25 physically. I thought she was attractive, she had long brown

1 hair and she was very nice. I thought she was an extremely
 2 nice person and seemed very eager to get a job and I think I
 3 remember her alluding to the fact that she really needed a
 4 job.
 5 Q Did she indicate why she needed a job or did you
 6 have some impression or understanding why she needed a job?
 7 A I don't think we got into any -- in depth on
 8 anything. My general impression was just that she really,
 9 really wanted to work and for some reason I think she was --
 10 she may have been volunteering in the counsel's office then.
 11 Q Okay. Did she indicate whether she had been
 12 contacting anyone else within the White House to try to find
 13 another job?
 14 A Well, I think that's how I knew about her. I think
 15 it was from others who were trying to help her.
 16 Q So basically like an expansion of the network of
 17 people trying to find a job for Kathleen Willey?
 18 A Correct.
 19 Q Long meeting? Short meeting?
 20 A I don't remember it being long at all.
 21 Q Do you have an impression of whether it was before
 22 or after the suicide of her husband?
 23 A I don't have an impression. I would not have
 24 remembered it at all, except I saw an old picture of her and
 25 that triggered that I remembered having seen her. It wasn't

1 anything that sticks out, other than that.
 2 Q How were things left at the conclusion of that
 3 meeting?
 4 A I don't know that they were. I don't know that I
 5 had anything -- I'm sure we just brainstormed about different
 6 kinds of things she might could do. Whether I said I would
 7 talk to anybody as a friend, you know, I knew all the people
 8 in the counsel's office, I certainly wouldn't have minded
 9 doing that, but I don't have a memory of doing that. I don't
 10 even know if that's what I was supposed to do.
 11 Q Do you remember if she called you to set up the
 12 meeting or if you called her?
 13 A I don't remember.
 14 Q Would you have remembered it if it were someone,
 15 some senior, high-up White House official who had placed the
 16 call? If it was the Chief of Staff or the President, would
 17 you have remembered that?
 18 A I think I would have remembered it if it had been
 19 the President or the Vice President, but other than that, I
 20 don't think it would have made much difference.
 21 Q You have this meeting with her, not clear how
 22 things got resolved at the end, what happens next with
 23 respect to Kathleen Willey?
 24 A I forget about her.
 25 Q Did you have any other meetings with her?

1 A I don't think so.
 2 Q All right. Any other discussions about Kathleen
 3 Willey -- let's just limit it to -- let's say up until the
 4 end of 1996.
 5 A No. The only other occasion that Kathleen Willey
 6 bumped into my life was one weekend when I was going down
 7 with some friends and Harolyn Cordoza to stay at her father's
 8 place in Easton. And I remember Harolyn calling me and
 9 telling me there's this woman down there and we can't get her
 10 out and we were laughing about it and she said that Marcia,
 11 the housekeeper, kept calling and saying this woman's still
 12 here and the woman in question was Kathleen Willey.
 13 Q Do you remember when that was?
 14 A Well, maybe in the summer of either '94 or '95.
 15 That's a wide range. I'm trying to -- it was at some point
 16 after Mr. Foster died and I believe he died in '94 or '93?
 17 Q I thought it was '93.
 18 A '93. It was probably the following year.
 19 Q Probably the summer of '94? I guess I'm a little
 20 unclear -- did you actually see Kathleen Willey?
 21 A No. I mean, I just said that's the only other time
 22 that --
 23 Q Her name has even come up?
 24 A Yes. You asked me -- isn't that what you asked me?
 25 Q I don't think it is, but --

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1 A I thought you had asked me --
 2 Q -- information is information, so that's fine.
 3 A I thought you asked me when I had had conversations
 4 about Kathleen Willey. Is that what you asked me? Excuse
 5 me?
 6 Q It really doesn't matter what it's in response to.
 7 A Okay.
 8 Q I'm just trying to get information. And that was a
 9 conversation with Harolyn or is it a conversation with
 10 someone else?
 11 A It could have been relayed to me, but it was a
 12 conversation that was either from Harolyn to me or from
 13 Harolyn to one of the people I was going down there with.
 14 Q And the residence, that was Mr. Landow's residence.
 15 A Yes.
 16 Q And you were going there for what reason?
 17 A Harolyn Cordoza had invited a group of women down
 18 and we were going to have kind of like a girls' night down
 19 there.
 20 Q And by the time you got there, was Kathleen Willey
 21 gone?
 22 A Yes. I mean, this has nothing to do with anything,
 23 it's just --
 24 Q You never know. Never know. And anything else
 25 about any job efforts by you for Kathleen Willey?

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1 A Not that I know of or remember.
 2 Q I'm trying to think to myself whether or not the
 3 position you now hold is one that would have had any role in
 4 placing her with any subsequent jobs. For example, if I
 5 recall, she in 1994 was on a world summit group that went to
 6 Copenhagen with the State Department. Is that something that
 7 you know anything about?
 8 A No.
 9 Q Your current position, is that a position that
 10 would have helped select her for that position?
 11 A Yes, that's what I do now.
 12 Q I see. Same question with respect to a position
 13 she held at a world summit on biodiversity that was held in
 14 Jakarta. Do you know anything about that yourself?
 15 A No.
 16 Q Heard anything about it yourself?
 17 A No.
 18 Q Again, is that the kind of a placement that would
 19 be done by your office now?
 20 A I'd have to look because it depends. Our office
 21 does presidential missions. If that was a State Department
 22 mission or Commerce Department mission, they would do them
 23 independently of our process. So I don't know.
 24 Q So not necessarily, but possibly.
 25 A Correct.

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1 Q In 1996, she was placed on the board of governors
 2 of the USO. Is that something that your office would have
 3 played a role in?
 4 A Not something I would have played a role in, but
 5 personnel would have selected the people for that.
 6 Q Do you recall her name coming up as possibly going
 7 to the board of governors at all?
 8 A No, but I don't think I was there then. I could
 9 have been.
 10 Q 1996?
 11 A I was there '97 to '98.
 12 Q '97. All right. And you have no independent
 13 recollection of her seeking that job or getting that job at
 14 all?
 15 A Correct.
 16 Q And let me turn to a different time period, but
 17 also with regard to Kathleen Willey. In July and August,
 18 some newspaper or magazine articles came out --
 19 A What year?
 20 Q I'm sorry. Of 1997.
 21 A Okay.
 22 Q Some articles came out discussing Kathleen Willey
 23 and whether she'd had some sort of an encounter with the
 24 President back in '93. Let me ask you whether you recall
 25 that subject coming up in any conversations at the Whi-

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1 House.
 2 A Probably.
 3 Q Okay. Probably meaning that it probably came up
 4 but you don't recall or --
 5 A It probably came up and I don't recall any
 6 specifics. I mean, that was -- you know, it was shocking
 7 news at the time, so --
 8 Q When that came out, did you recognize the Kathleen
 9 Willey name?
 10 A I did not. I didn't recognize her name, I
 11 recognized her picture, then I remembered where I had seen
 12 her before.
 13 Q And this would have been, again, in the summer
 14 of '97 that you saw a picture of Kathleen Willey and said,
 15 "Ah, I remember that person"?
 16 A At some point, there was a picture of her with long
 17 hair and I remember when the story first broke, I didn't have
 18 a clue who that woman was. And then at some point, there was
 19 a picture published of her that showed long hair and that's
 20 when I remembered that's the woman that I had a connection
 21 with.
 22 Q And so I'm clear, when you're talking about wh
 23 the story broke, you're talking about this period in late
 24 July when a Drudge Report version of the story came out and
 25 then early to mid August when the Newsweek article by Mike

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1 Isikoff came out?
 2 A Correct. I assume it would have been in there.
 3 Q That's consistent with your recollection about when
 4 it was?
 5 A Yes.
 6 Q All right. All right. Do you know anything about
 7 any efforts to place Kathleen Willey with the Democratic
 8 National Committee, the DNC?
 9 A No.
 10 Q Let me ask a few more questions. Do you have any
 11 recollection of discussions with persons in the White House
 12 about the Kathleen Willey allegations, whether they might be
 13 true, whether they're outrageous or not, whether they're
 14 false, anything like that?
 15 A No.
 16 Q It strikes me as unusual that you wouldn't recall
 17 that or that --
 18 A Well, like I said, when I heard, that was shocking,
 19 so you ask me if people were talking about it, I'm sure they
 20 were. I don't remember any specific conversations. We get a
 21 scandal a day, it seems like, so it's -- I don't know -- I
 22 don't know how to react other than not to react.
 23 Q Well, then, let me just ask some questions that I
 24 have to ask. Did you ever talk to the President about it?
 25 A I don't think so. No.

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1 Q You don't sound certain.
 2 A I'm not certain about anything. Too much has been
 3 written and said about all of this. I don't have specific
 4 memories of any conversation that I've had with the President
 5 about Kathleen Willey.
 6 Q No recollection of specific memories. Do you have
 7 recollections of more general memories? For example, do you
 8 have a general recollection of him denying it to you?
 9 A No, but I wouldn't ask him about that.
 10 Q Okay. The same question focusing on the more
 11 recent time period. Any discussions, either with the
 12 President or others, with regard to the Kathleen Willey
 13 appearance on 60 Minutes just recently?
 14 A No.
 15 Q No specific recollections? No specific
 16 discussions? Or no discussions at all?
 17 A I didn't watch it and wasn't interested in seeing
 18 it and people that know me know that I'm not interested in
 19 talking about it, so I haven't --
 20 Q Why not?
 21 A I find it very -- it saddens me as a woman that
 22 we've got another woman who I think is putting herself in a
 23 position where I think she's making up things and serving her
 24 own interests and it saddens me that we've seen women doing
 25 this. I think because this president has seemed vulnerable

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1 on these kinds of allegations, we're seeing a lot of people
 2 using people to try to get at him in this way. I don't
 3 believe it. I don't believe what I've read that Kathleen
 4 Willey has said. Of course, I don't know which Kathleen
 5 Willey I believe.
 6 Q This is why you didn't watch it or talk about it?
 7 A So I choose not to listen to the trash. I don't
 8 read -- I read very little, only unless it's forced on me in
 9 some way that involves me, I tend to read it.
 10 Q Okay.
 11 A That's why.
 12 Q All right. Fair enough. Let me ask you some
 13 questions that relate back to Monica Lewinsky rather than
 14 Kathleen Willey. First, where did Susan Brophy work
 15 during the time when Monica Lewinsky was there at the White
 16 House?
 17 A I believe she held the same job the whole time she
 18 was there and I think that that was the Deputy Director of
 19 Leg. Affairs.
 20 Q Did you ever talk to Susan Brophy about Monica
 21 Lewinsky?
 22 A I did not.
 23 Q Do you have any recollections at all about Susan
 24 Brophy saying that Monica Lewinsky was a stalker, whether
 25 overheard or in the course of conversations you had with

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1 Susan Brophy?
 2 A I've never had a conversation with Susan Brophy
 3 about Monica Lewinsky. I've never heard her mention her
 4 name. I believe, as I testified earlier, my memory of that
 5 is that Monica raised that issue about Susan Brophy and
 6 mentioned Susan Brophy to me.
 7 Q Did you ever tell Betty Currie that Susan Brophy
 8 had told you that Monica Lewinsky was regarded as a stalker?
 9 A I could have.
 10 Q How would that reference come up? If you hadn't
 11 talked to Susan Brophy about whether Monica was a stalker,
 12 how would it come about that you would tell Betty Currie that
 13 Susan Brophy had told you Monica was a stalker?
 14 A Well, that was certainly something -- I had told
 15 you when I had got the information that I got about Monica
 16 being "The Stalker" and that there seemed to be a fairly
 17 widespread understanding of that term with her, I feel
 18 confident at some point with Betty I would have gone back
 19 and let her know the direction I was going and why I wasn't
 20 going to go in a direction of getting her a job in the
 21 White House.
 22 Q And I do recall your saying that you had told Betty
 23 that part of the problem with placing Monica is this stalker
 24 image, if you will, but I hadn't recalled that you
 25 specifically said that you'd got some information from Susan

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1 Brophy on that score.
 2 A I didn't get any information from Susan Brophy.
 3 I never talked to Susan Brophy.
 4 Q Okay. The question three minutes ago that I asked
 5 you, you possibly misunderstood. I asked you did you tell
 6 Betty Currie that you had learned from Susan Brophy that
 7 Monica was referred to as a stalker and I thought you had
 8 said yes and that's what caused me to ask --
 9 A No, I said no, I didn't learn from Susan Brophy. I
 10 never talked to her.
 11 Q Okay. And whether you talked to her about it or
 12 not, did you tell anything to Betty suggesting you had talked
 13 to her?
 14 A No. Because I didn't talk to her.
 15 Q Okay. Okay. Any idea where Betty could have
 16 gotten the idea that you had spoken to Susan Brophy and told
 17 Betty that Susan Brophy said that she was a stalker?
 18 A I think we're confusing each other. Let me start
 19 over.
 20 Q Okay.
 21 A I think I know what you're asking. Susan Brophy
 22 and I never had a conversation about Monica. Monica had a
 23 conversation with me about Susan.
 24 Q Okay.
 25 A I heard about Monica being called a stalker from

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1 others and I think I learned it from a group of people that
 2 may or may not have been sitting at a staff table with me.
 3 Q And would that possibly have included Susan Brophy?
 4 A I seriously doubt it. I just -- I don't have
 5 interaction -- I didn't have interactions with her. That
 6 doesn't fit for me. I would have told Betty when talking to
 7 her after having interviewed or -- I shouldn't use that
 8 word -- after having talked with Monica that I had heard that
 9 Monica was called a stalker.
 10 Since I didn't get that from Susan Brophy, I don't
 11 think I would have told Betty Currie that I got that from
 12 Susan Brophy, since my memory is I got it from Monica about
 13 Susan Brophy. Anyway, does that answer --
 14 Q It does except for one little piece.
 15 A Okay.
 16 Q Why does Betty think that you mentioned Susan
 17 Brophy when you had this discussion with her?
 18 A I don't know. I don't know. You'd have to ask
 19 Betty.
 20 Q Okay.
 21 A Sorry.
 22 Q All right. Do you have any reason to think that
 23 the name Susan Brophy came up in the conversation you had
 24 with Betty?
 25 A No. I don't. I think Betty learned that from

1 Monica.
 2 Q All right. I think we've touched on this on one
 3 other occasion, but I want to be clear on it. Have you
 4 gotten calls from Betty before to help a friend of hers or
 5 someone that she knows find a job?
 6 A Probably. And now you're going to ask me who and I
 7 don't know.
 8 Q Okay. I'll ask a few more questions, too. Roughly
 9 how many times do you think that may have happened?
 10 A Well, I've known Betty, as I said before, five and
 11 a half years now. I would bet my last dollar that there have
 12 been occasions through those years where we have discussed
 13 different young people in the office. I'm trying to think
 14 back through who some of the interns were. And I'll come up
 15 with some names in a minute.
 16 Q Just so that we can bracket in general how many
 17 we're thinking of, you're having in mind somewhere between
 18 one and five or somewhere between five and ten, more than
 19 ten?
 20 A I honestly -- I haven't a clue how to answer that.
 21 Q Do you have the impression that some of them were
 22 interns or not?
 23 A Probably.
 24 Q When you say "probably," I'm not sure whether that
 25 means something based on your recollection or is more just

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1 impression that you have?
 2 A Just an impression. Not based on anything.
 3 Q Have you ever talked to President Clinton about
 4 getting a job for someone?
 5 A Yes.
 6 Q How often?
 7 A I'll have to go -- we've entered into unknown
 8 territory for me. I'll have to go find out.
 9 MR. EMMICK: All right.
 10 (The witness was excused to confer with counsel.)
 11 THE WITNESS: Okay. I'm sorry.
 12 MR. EMMICK: We can't get started quite yet.
 13 MR. WISENBERG: Let the record reflect that the
 14 witness has reentered the grand jury room.
 15 Madam Foreperson, do we have a quorum?
 16 THE FOREPERSON: Mm-hmm.
 17 MR. WISENBERG: Are any unauthorized persons
 18 present in the room?
 19 A JUROR: Did you just lock the door? A juror --
 20 MR. WISENBERG: I don't believe so.
 21 THE FOREPERSON: Don't lock it.
 22 MR. WISENBERG: No.
 23 MR. EMMICK: Because they're circling around,
 24 trying to get back in.
 25 MR. WISENBERG: All right.

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1 THE FOREPERSON: No unauthorized persons.
 2 You're still under oath.
 3 THE WITNESS: Thank you. What confused me was you
 4 asked me if I'd ever had a conversation with the President
 5 about getting someone a job and I said yes. That's what I
 6 do. I mean, that's my current job now. And I had to get
 7 definition about what was appropriate for me to discuss about
 8 what I do and so I'm perfectly --
 9 MR. EMMICK: Okay.
 10 THE WITNESS: So now we can discuss whatever.
 11 I just wasn't quite sure what I was supposed to do.
 12 BY MR. EMMICK:
 13 Q So what's the answer to the question? On what
 14 occasions?
 15 A Well, that's part of my job, so now in the course
 16 of what I do, that's what we're always talking about, is
 17 getting people jobs, who has jobs, who doesn't have jobs, and
 18 where they are in the process. If you have some specific
 19 names you want to ask me about, it would probably be easier.
 20 Q Let me hone in on it a little this way. So how
 21 often do you talk with him now about getting jobs for people?
 22 A It varies. It can be once a week, once a month.
 23 It can be every day. It depends on what project that I'm
 24 working on.
 25 Q On average, is once a week fair?

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1 A Yes. Well, no, I'd stretch it out a little more,
 2 like every two weeks.
 3 Q And how long have you had this job?
 4 A A little over a year.
 5 Q My rudimentary math suggests that maybe you've had
 6 25 or so conversations with the President about that? Just
 7 as a ballpark?
 8 A I'd be comfortable with that. Sounds like a lot.
 9 Q And are these people who are in the White House at
 10 the time and you're looking for positions for whoever they
 11 are outside the White House?
 12 A These are people that fall under the portfolio of
 13 jobs that I oversee.
 14 Q Then let's ask the White House version of the
 15 question. How many people who work at the White House has
 16 the President asked you to try to find a position for?
 17 A I don't know. I don't have any memory of that.
 18 Q Do you have a memory of that ever happening?
 19 A Of him asking me about White House people?
 20 Q Asking you to try to find a job for someone who is
 21 then currently working at the White House.
 22 A I'd have to go through each name and we've got 1200
 23 people that work in Executive Office of the President and
 24 I've been there five and a half years.
 25 Q So you think --

1 A I don't have a name that's coming to mind. I don't
 2 have a conversation that's coming to mind.
 3 Q But do you think it happened?
 4 A I don't have a clue.
 5 Q All right. Okay. Has John Podesta ever asked you
 6 to try to find a job for someone who then was working at the
 7 White House?
 8 A There again, if you have names -- that's all I do,
 9 is find jobs for people. I'm right now not -- I'm just not
 10 thinking along those lines. If you have names, I'd be glad
 11 to go over each name and say yes or no.
 12 Q I'm trying to get an impression of both procedures
 13 and what groups of people you look to to try to find
 14 placement, how unusual it is or might be for either the
 15 President or John Podesta to say to you "We've got somebody
 16 here, we need to find a job for them."
 17 A Okay. That I can help you with.
 18 Q All right.
 19 A What's your question now?
 20 Q How unusual would it be? How about that?
 21 A Not at all.
 22 Q For either of them to?
 23 A For either of them or anybody else within in the
 24 White House. I mean, we're a resource center and one of the
 25 things that -- I think what we do best is find a job. What

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1 we don't do as well and what's harder for us, we're not
 2 geared up for it, is finding the person for the job. So we
 3 take input from a wide variety of sources. A place that I
 4 would always welcome input would be from my colleagues,
 5 particularly from senior staff because I've worked with them
 6 longest.
 7 Q Well, here's maybe even more specific -- you look
 8 like you're about to finish your answer, so please go ahead.
 9 A What else I was going to say is part of that
 10 process, it's not a me -- it's not them telling me. We have
 11 a group of people that work on this. So, for instance, if
 12 Bob Nash, who is my immediate supervisor, got a call from
 13 John Podesta and it was something in my portfolio, he would
 14 come to me. So I might not have the direct conversation with
 15 John, but I would know that John Podesta had asked that this
 16 person -- that we find this person a job, if possible.
 17 I've never been told by anyone to give somebody a
 18 job, but I have been asked by numerous people to please help
 19 find somebody a job.
 20 Q And that would include Podesta?
 21 A Yes.
 22 Q And it would include the President?
 23 A Probably. It's his office.
 24 Q And as you're thinking about people who have asked
 25 you to do that, would you be including Betty?

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1 A Yes.

2 Q Does it happen often that you interview or chat
3 with people who want to come back to the White House from
4 some position outside the White House?

5 A Yes. That happens quite often.

6 Q Why is it that people want to come back?

7 A I think that it's the allure -- it's the highest
8 position in government or it's the place of the highest
9 positions in government, particularly for young Democrats.
10 It's a once in a lifetime opportunity to get to work directly
11 for a president. I think it's particularly true of the
12 younger people.

13 They want to come back in because they were drawn
14 to this by the man himself. They really feel an allegiance
15 to both the President and the Vice President, I think even
16 more so than they feel allegiance to the sort of democratic
17 principles. They want to work for this particular president.
18 And you think it's the only shot you may get in your
19 lifetime.

20 The Democrats have only held that office once since
21 Carter and that almost seems like a blip on the screen, so
22 it's a long time between Lyndon Johnson and President
23 Clinton.

24 Q When people want to come back from outside the
25 White House to back within the White House, do you routinely

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1 discourage that?

2 A Yes.

3 Q Why?

4 A Well, there again, it is a once in a lifetime
5 opportunity. It's very difficult work. It takes a lot out
6 of you. I think there's some point you should get on with
7 your life. Use it, it's a great experience --

8 Q You're saving people from themselves?

9 A In some ways. I look in the mirror every day and I
10 go, "Okay, when are you going?" It's -- it's a building
11 where expertise is not necessarily needed. And once you've
12 been there and developed a certain niche, I think it's best
13 to go on and apply it, get on with your life. But I do
14 encourage people to do it for the first time if they can. I
15 think it's an exceptional opportunity.

16 Q Other than Monica, have you talked to interns about
17 placing them outside the White House?

18 A Probably hundreds.

19 Q Other than Monica, have you chatted or interviewed
20 with people who wanted to return to the White House who had
21 been interns?

22 A Yes.

23 Q Lots?

24 A Lots.

25 Q Do any of those people end up with jobs in the

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1 White House again?

2 A Probably. We've had -- particularly -- I think in
3 the advance office, probably -- I know we've had a tu
4 around, OMB people come in and out. Probably in the
5 communications department you'll find examples of that. The
6 political office, that's true. I mean, I'm even a case of
7 someone that's gone in and out two different times.

8 Q What I'd like to ask you about next, basically,
9 some questions related to the time you talked with Monica
10 where you had a tearful session. There were some accusations
11 made, there were some -- let's call it heated discussions for
12 lack of a better word. I want to talk about first the
13 following. Did you talk with anybody about that afterwards?
14 For example, anybody on your staff?

15 A I could answer this a lot better if I knew when I
16 talked to her because my young assistant, you know, she very
17 easily could have been in at least part of that first
18 meeting.

19 Q Let me suggest to you that it may have been between
20 your return from Paris in very early August and approximately
21 September 4th.

22 A That I talked to my assistant?

23 Q That you talked to Monica and therefore if you had
24 talked to your assistant shortly afterwards, it would have
25 been about that timeframe.

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1 A Then I don't think I probably did.

2 Q I guess what I'm trying to think about is -- I take
3 it you don't often have these sorts of conversations with
4 people, people crying in front of you, tearful, making
5 accusations, saying that other women in the office have been
6 sleeping with the President, her not being treated as well as
7 these other women. It sounds like a fairly unique
8 conversation.

9 A I think it was. I mean, the crying part is not
10 unique, people revealing personal things, that's not unique.
11 The accusation part was very unique.

12 Q And so it was a unique meeting or a unique
13 conversation or a unique incident, one that was very
14 emotional, I assume?

15 A For Monica, yes.

16 Q And one that made you a little worried about
17 whether Monica should be back in the White House, right?

18 A It solidified what I already thought.

19 Q All right. So it made you worried about -- it
20 helped you to conclude that she wouldn't be suitable in the
21 White House.

22 A I had already concluded that. It validated it.
23 Yes.

24 Q You knew that she had apparently come reasonably
25 close to getting a job with the National Security Council, at

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1 least she had gotten to the second interview stage, right?
2 A I don't know that. I don't know that she had a
3 second interview.

4 Q I thought you had said that -- maybe I was thinking
5 of --

6 A That she had one interview.

7 Q I thought you had said that there were two
8 interviews that you knew of.

9 A I don't think so.

10 Q All right. Maybe I'm recalling one of the letters
11 that I read to you indicating that there had been two
12 interviews. But anyway, you knew that she had at least
13 followed through in order to try to get a job at the NSC.
14 You knew that there was at least a possibility that she might
15 approach others. I'm just trying to think to myself if I
16 were in your shoes, I had those feelings, those reactions, I
17 might have told somebody about it.

18 A The only person I can think of that I would have
19 talked about it all would have been Betty and I just don't
20 have a memory of doing that.

21 Q Well, you knew what areas Monica was interested in
22 working. Would you have called those people and said, "Gosh,
23 you know, if you get a call from this Monica person, be on
24 the lookout"?

25 A I didn't do that. I didn't feel like I was going

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1 to have to sabotage Monica. The process to get a job in the
2 White House is she would have had to have gone through
3 Erskine Bowles. She could not have been hired by any office.
4 And I felt very confident that Mr. Bowles would handle it
5 correctly. And other than Monica --

6 BY MR. WISENBERG:

7 Q And why did you feel that? Pardon me for
8 interrupting, but why did you feel that?

9 A Because of the kind of person he is. And Monica
10 shows her cards really quickly.

11 BY MR. EMMICK:

12 Q What do you mean by "the kind of person he is"? I
13 don't know how to interpret that.

14 A He follows -- he has rules for everything. He
15 follows a really strict protocol. I didn't -- my impression
16 was Monica was not going to get very far with the interview
17 process in the White House. I had already learned that there
18 were still people that referred to her as a stalker.

19 Q But how could you know whether that information
20 would have been imparted to people who would need to know?

21 A I didn't know that. I did not know that for a
22 fact.

23 Q Weren't you concerned? I guess that's really the
24 bottom line question.

25 A I felt like after I had talked to Monica, one, that

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1 she wasn't going to try the White House route any more. And
2 my understanding with her was that if she came up with some
3 specific jobs that she wanted in the White House she'd let me
4 know and I had also let her know that it had to go through
5 Mr. Bowles, which was something that my memory serves me
6 correctly she wasn't that interested in doing.

7 BY MR. WISENBERG:

8 Q You said that you were sure he would do the correct
9 thing if it was up to him. What is the correct thing?

10 A Well, I thought the correct thing would be she
11 wouldn't get another job in there.

12 BY MR. EMMICK:

13 Q What gave you the impression that she wasn't going
14 to follow up with the Erskine Bowles idea?

15 A Monica was not happy with me because I had not done
16 it, I had not gotten her a job. Particularly after I talked
17 to her the last time, my memory of the conversation with her
18 was -- and I think I told you this before -- Monica was a
19 person to me that acted like she was entitled. And when I
20 let her know that she wasn't entitled to a job again, she was
21 very unhappy about it and she tried the gamut of emotions,
22 from being tearful and upset to being angry and petulant.

23 Do you know the Miss Peggy character?

24 Q I know her well.

25 A That's a characterization that I would give to

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1 Monica of being extremely charming and then the minute she's
2 not getting her way, then this whole other side. And that's
3 not that unusual in some young people.

4 Q In my mind, one reason that you might talk with
5 others about the meeting that you had with Monica would be to
6 express concern that she not be hired.

7 Another reason might be it's a pretty strange
8 conversation that you had had with her and just in the
9 same way that you're talking with friends and colleagues
10 about, "Gosh, let me tell you what happened today," I
11 would think that you might have said something about it.
12 "A woman came in that was saying this wild stuff to me,
13 we had this heavy duty conversation, allegations were
14 flying, let me tell you about it." Did you have anything
15 like that?

16 A I don't treat the people that come and talk to
17 me that way. I really see them in some ways as clients,
18 I guess, in a loose term in that I think that's kind of
19 gossipy. I think if I had talked about it with anyone it
20 would have been with Betty Currie because Betty was her
21 friend.

22 If I had been unduly alarmed that Monica was
23 actually going to go anywhere with this quest within the
24 White House, then I probably would have acted. I didn't feel
25 that kind of alarm. I was appalled at what she said.

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1 I also believe that less said about trash the
2 better because sometimes a lie, if you start repeating it,
3 the lie then becomes a fact. I think this investigation is
4 based on a lot of that kind of rumor that's now accepted as
5 fact.

6 My gut, my instinct around Monica, in dealing with
7 her, was that it was finished as far as the White House part.
8 She was angry at me. I felt like she was going to dump that
9 anger on me, but I didn't see it going anywhere else. She
10 hadn't done anything else I'd asked her to do, so I saw no
11 reason that she would pursue anything else.

12 Q Did you talk with Patsy Thomasson about your
13 meeting with Monica?

14 A No. The only thing I remember about talking with
15 Patsy Thomasson about, I think, was the whole concept of the
16 detail and I know that I talked to Patsy and to Liz Bailey
17 about the whole detail idea and I had told them I was backing
18 away from that. But I don't think I've ever shared with
19 either Patsy or Liz any details of the conversations I had
20 with Monica.

21 Q Let's turn to the Patsy Thomasson discussion about
22 the detail, then, because I have a couple of different
23 possible interpretations of what happened and you tell me
24 which is right and which is not, because we had one source of
25 information that indicated that Patsy Thomasson said that

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1 there was a detail but that what she really needed was a
2 worker and not a loiterer and since one way of interpreting
3 clutch or stalker is as a loiterer, it makes me think did
4 Patsy say there isn't a detail, let's not even think about
5 it, or did she say there is a detail, but that's not the kind
6 of person I want because I need somebody who's going to crank
7 the hours rather than hang out?

8 A I'm not sure what you're referring to. That's not
9 a conversation I ever had with Ms. Thomasson, but Patsy had a
10 number of details under her which she may have been referring
11 to.

12 Q I see.

13 A I don't think -- I am quite confident that
14 scenario you just laid out is not anything Patsy shared
15 with me.

16 Q I see. So the discussion that you were talking
17 about when you said the detail was gone, that was the detail
18 that you had under your supervision and Patsy may have had
19 other details possibly in mind in thinking, well, maybe we
20 could find some place for Monica?

21 A I have absolutely no memory of ever talking to
22 Patsy Thomasson about helping Monica find a job of any sort
23 other than when I was finding out about the detail for my
24 office, which was the women's office. At the same time, we
25 had a number, or what we thought we were going to have, a

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1 number of detailee jobs.

2 Patsy could have in subsequent conversations with
3 Liz Bailey, who was the person Monica had to work with, could
4 have thought of other possible details in our office. That
5 could be referring to what you're talking about. Those also,
6 I think, dried up and were just not legal or whatever the
7 word -- they weren't there.

8 Q Another way of asking the question is any idea
9 where Patsy got the notion that Monica would be a loiterer?
10 And I was thinking to myself that that may have been in a
11 conversation you had with her and you're suggesting maybe
12 it's a conversation Ms. Bailey had with her?

13 A I don't know who -- I mean, you're playing let's
14 think of scenarios.

15 Q I am.

16 A I was trying to think of a scenario. That was not
17 my scenario. I didn't have that conversation that I know of
18 or have any --

19 Q And Patsy didn't ask you about Monica? About
20 "I've got another possible detail for that Monica person you
21 mentioned the other day, do you think she might work out?"
22 Anything like that?

23 A She could have, but I don't have a memory of that.

24 MR. EMMICK: Okay.

25 THE FOREPERSON: Mr. Emmick?

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1 MR. EMMICK: Yes?

2 THE FOREPERSON: It's time for the grand jury to
3 take a break.

4 MR. EMMICK: Time for a break.

5 THE FOREPERSON: Just a ten-minute break.

6 MR. EMMICK: A ten-minute break. All right. I
7 have --

8 THE WITNESS: Do you know how much longer --

9 MR. EMMICK: I don't think it will be much longer,
10 but I --

11 THE WITNESS: Is much less than more? Five
12 minutes? Ten minutes? Thirty?

13 MR. EMMICK: I would guess -- I would guess in the
14 neighborhood of 15 minutes, but I can't -- you can't hold me
15 to that.

16 MR. WISENBERG: We can't promise.

17 MR. EMMICK: Can't promise. But that would be my
18 best guess. We're also going to ask you to step out and
19 we'll ask whether the grand jurors have questions.

20 THE WITNESS: Okay.

21 MR. EMMICK: So there may be some other follow-up,
22 but if I had to make a best estimate, it would be 15 minutes

23 THE WITNESS: Okay. So we're taking how long of a
24 break?

25 MR. EMMICK: A ten-minute break.

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<p>1 THE WITNESS: Okay. All right. I've got all that.</p> <p>2 (Witness excused. Witness recalled.)</p> <p>3 MR. WISENBERG: Madam Foreperson, do we have a</p> <p>4 quorum?</p> <p>5 THE FOREPERSON: Yes, sir. We do.</p> <p>6 MR. WISENBERG: Are there any unauthorized persons</p> <p>7 in the grand jury room?</p> <p>8 THE FOREPERSON: No, sir. There are not.</p> <p>9 MR. EMMICK: Let me remind you --</p> <p>10 THE WITNESS: Yes, thank you. She did. Thank you.</p> <p>11 MR. EMMICK: She did?</p> <p>12 THE WITNESS: She did.</p> <p>13 MR. EMMICK: The witness has been reminded.</p> <p>14 BY MR. EMMICK:</p> <p>15 Q Let me ask you this. In the heated conversation</p> <p>16 that you had with Monica, did Monica ever accuse you of not</p> <p>17 doing what the President wants you to do?</p> <p>18 A No, I don't think so.</p> <p>19 Q Did she ever say anything like "The President told</p> <p>20 me that he was going to have you get me a job and you're not</p> <p>21 doing it"?</p> <p>22 A I think she may have said that about Betty. I</p> <p>23 don't -- you know --</p> <p>24 Q Did the President's name come up?</p> <p>25 A Only in the context of the women, that I remember.</p>	<p>1 that ability.</p> <p>2 Q Did she say Betty or are you concluding Betty based</p> <p>3 on the fact that it was Betty who made the call?</p> <p>4 A I don't remember her saying that. I'm just playing</p> <p>5 the hypotheticals like we have been.</p> <p>6 Q Did you ever see or hear anything while you were at</p> <p>7 the White House, you still are at the White House, to lead</p> <p>8 you to believe that there was something inappropriate going</p> <p>9 on between Monica Lewinsky and President Clinton?</p> <p>10 A I didn't see anything, hear anything.</p> <p>11 Q No rumors? No gossip? No whispered discussions,</p> <p>12 anything like that at all?</p> <p>13 A Correct.</p> <p>14 Q All right. Did the President ever ask you to help</p> <p>15 Monica in any way?</p> <p>16 A No, he didn't.</p> <p>17 Q Did Monica's name ever come up in a conversation</p> <p>18 between you and the President?</p> <p>19 A Not that I remember. No.</p> <p>20 Q Is it the kind of thing that you would have</p> <p>21 remembered?</p> <p>22 A No. Probably not. I don't know why I would</p> <p>23 remember it, unless he was giving me a direct order on</p> <p>24 something, to specifically do something. I don't know why --</p> <p>25 Q If the name had come up, would you have known who</p>
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<p>1 MR. WISENBERG: I just have a clarification.</p> <p>2 BY MR. WISENBERG:</p> <p>3 Q When you say she might have said that about Betty,</p> <p>4 that she might have said that about Betty, do you mean that</p> <p>5 Betty said she was going to talk to you or the President said</p> <p>6 he was going to talk to Betty?</p> <p>7 A Betty. Nothing to do with the President. That</p> <p>8 Betty had talked to me. She knew Betty had talked to me.</p> <p>9 BY MR. EMMICK:</p> <p>10 Q And that you weren't doing what Betty wanted you to</p> <p>11 do?</p> <p>12 A And what she wanted. It was more what Monica</p> <p>13 wanted. Monica really felt like she was entitled to come</p> <p>14 back in because she had been wronged in the first place and</p> <p>15 that was wrong. I don't know that Monica was promised a job</p> <p>16 by anybody.</p> <p>17 Q Was the tone of it that in addition to not doing</p> <p>18 what Monica felt she was entitled to, was the tone of it</p> <p>19 "And you're not doing what Betty asked you to do"?</p> <p>20 A What she thought I was supposed to do.</p> <p>21 Q Because of what Betty had asked.</p> <p>22 A I think Monica clearly believed that because she</p> <p>23 was there, because Betty Currie had sent her to me, that she</p> <p>24 had a clear in and I think she also believed that I had the</p> <p>25 ability to get her a job in the White House. I didn't have</p>	<p>1 he was talking about?</p> <p>2 A I would not have.</p> <p>3 Q If that name had come up after your interview with</p> <p>4 Monica, would you have remembered it?</p> <p>5 A Yes. Well, I don't know if I would have or not,</p> <p>6 but probably.</p> <p>7 Q But you don't think the name did come up.</p> <p>8 A No. I think I told you before, I really -- I don't</p> <p>9 remember having a conversation with him about it, but it</p> <p>10 wouldn't have been unusual if I had mentioned to him that I</p> <p>11 had seen her or that Betty had asked me to see her, but I do</p> <p>12 not have a memory of that conversation with him.</p> <p>13 Q Do you have any impression that the President might</p> <p>14 have been interested in whether Monica was able to get a job?</p> <p>15 A I don't have any memory of that impression. No.</p> <p>16 Q You indicated that --</p> <p>17 A I'm sorry --</p> <p>18 Q Go right ahead.</p> <p>19 A I was going to say a lot of this is so polluted by</p> <p>20 what I have subsequently heard and read.</p> <p>21 Q We've heard other witnesses say that same thing in</p> <p>22 almost those same words.</p> <p>23 A Really?</p> <p>24 Q Did you ever give any impression that persons in</p> <p>25 the White House had either issued a directive or issued some</p>

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1 sort of instructions or some sort of strong hint that Monica
 2 Lewinsky shouldn't be permitted back?
 3 A No. I would think the -- well, I can only speak
 4 for myself. You know, I certainly didn't think she should
 5 come back and I think that I indicated that to Liz Bailey and
 6 I probably indicated that -- well, to Liz, who was her --
 7 Q I guess I have a slightly different timeframe in
 8 mind. That is to say, as you were nosing around a bit to
 9 find out whatever you could about Monica by talking to NSC,
 10 by listening down at the mess or in whatever ways you might,
 11 did you ever get the impression that the word was out that
 12 Monica shouldn't be rehired?
 13 A No.
 14 Q There is an e-mail that makes reference to the
 15 fact that if Monica should come back or should try to come
 16 back various people should be talked to about the situation.
 17 Do you know anything about that e-mail?
 18 A No. Sounds interesting.
 19 Q Did you ever talk to Bruce Lindsey about Monica
 20 Lewinsky?
 21 A No.
 22 Q You mentioned that when you, for lack of a better
 23 word, reported back to Betty about what had happened in your
 24 discussions with Monica and you had told her that -- words to
 25 the effect that she had developed a reputation as a stalker

1 of "You ought to tell your friend that chances are it's not
 2 going to happen"?
 3 A I think -- I don't think I said that to her, but I
 4 certainly let -- I'm sure that I would have let Betty know
 5 that I wasn't going to help Monica in that way, but I was
 6 delighted to help her get a job elsewhere if she was unhappy.
 7 And the term that I would have used in that is to walk her
 8 down, to back her off.
 9 Q Of?
 10 A Wanting a White House job. Because I was clear
 11 about her not getting a White House job.
 12 Q Had you been able to get positions for the other
 13 people whom Betty had asked you to help?
 14 A If I could remember who they were, I could tell you
 15 whether I had or not.
 16 Q Do you have an impression that you were able to get
 17 help for those people or are you hesitant to say without
 18 having their names in mind?
 19 A I don't have a clue who we'd be talking about.
 20 I don't know what my success ratio is in getting jobs.
 21 Q All right.
 22 A In the White House, it's probably almost zero
 23 because I don't get jobs unless they're in our department.
 24 Q In the conversation with Betty, did she say
 25 anything about any discussions with Mr. Podesta?

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1 or "The Stalker" you said that one of Betty's reactions was
 2 "Oh, dear." Or might have been something like "Oh, dear."
 3 Do you remember that?
 4 A Could have been. I mean, that's how Betty reacts
 5 to things.
 6 Q I guess I was going to try to explore what other
 7 things she might have said in reaction to the telephone
 8 conversation you had with her or the meeting that you had
 9 with her. Other than "Oh, dear."
 10 A I just don't have a memory of that conversation,
 11 but that's how Betty responds to most things. But I'm
 12 willing to listen.
 13 Q Did you say anything like, "This just is not going
 14 to happen, you ought to tell your friend it's not going to
 15 happen, she's not going to get back to the White House"?
 16 A I don't know that I would ever have been that
 17 specific because it wasn't up to me whether Monica got a job
 18 in the White House. Monica was not going to get a job with
 19 me in the White House.
 20 Q But wouldn't your best estimate have been she's not
 21 going to get a job in the White House?
 22 A Based on what I think I know of Mr. Bowles, I would
 23 have said that and I believe that, but I wouldn't have stated
 24 that because I don't know that to be a truth.
 25 Q Would you have said something more along the lines

1 A No. I was actually surprised when I heard John
 2 Podesta's name through one of the media sources.
 3 Q Surprised why?
 4 A Just was surprised.
 5 Q Is this because you felt if that had happened you
 6 would have heard about it sooner?
 7 A I think why I was surprised, John's sort of
 8 taciturn, he's quiet. I don't know. I just had never
 9 thought about John in that context of finding jobs for
 10 people, although I'm sure he does that because he's worked
 11 here along time and he certainly has a great interest in the
 12 personnel process and has recommended a lot of people from
 13 the Hill.
 14 Q Would it strike you as unusual if there were
 15 several people in the White House who had been requested to
 16 help Monica find a job?
 17 A There's a lot about what I have read about that has
 18 surprised me.
 19 Q What would strike you as surprising or unusual
 20 about there being several people at the White House,
 21 including yourself, John Podesta, maybe others, trying to
 22 find a job for Monica Lewinsky?
 23 A Well, now -- I can only speak for now, because I
 24 don't know how I reacted when I first -- first of all, I
 25 don't know what I believe. I don't know what's true in this

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1 at all. If there were other people helping Monica, it fits
2 with the aggressive side of her that I saw and her tenacity.
3 And it also fits with the fact that she was very unhappy at
4 the Pentagon and really wanted out. So that part of it, the
5 surprise would be that the kid can go so far so fast.

6 Q So it didn't surprise you that there were a couple
7 of people in the White House working simultaneously on trying
8 to get her a job?

9 A No, all that, everything about this has surprised
10 me, but when I step back and think of my impression of
11 Monica, it's kind of -- it's pretty pushy.

12 Q So you think Monica arranged for those different
13 people to be helping her?

14 A Well, that was my assumption. If indeed it's true.
15 I don't know that it's true.

16 Q I guess I'm just -- you know, I wasn't at the
17 White House, so I don't know how unusual it is to have
18 people at the level of yourself or of John Podesta or
19 of others, maybe even Mr. Nash, working to find a job
20 for someone who had worked at the White House for all of
21 four months.

22 A I can only speak for myself and what I know and,
23 more specifically, what I know about how Bob Nash works and
24 how I work. Two factors. One, Bob in particular will see
25 anyone, just about anyone that makes a request. That's one

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1 of -- we joke with him that one of his problems, he sees way
2 too many people.

3 I also am very accessible to seeing people,
4 particularly the junior people, that others don't have time
5 to see. I think it's important to mentor young people and to
6 get them involved in the process. So for Bob and I, it's not
7 very unusual for Monica or anybody else to have seen us.

8 For other people in the White House, we're not a
9 particularly rigid, hierarchical place, although Mr. Bowles
10 has tried to institute more of that. But particularly those
11 of us who have been there a long time, there's a real
12 allegiance to people who we have known or who are friends.

13 So in Monica's case, being almost a protege of
14 Walter Kaye who is a good and close friend of many of us in
15 the White House, it is not at all unusual that someone
16 invoking his name would get in and have any number of private
17 audiences with senior staff. That is not at all unusual.

18 Q Do you think it's driven more or might be driven
19 more by Mr. Kaye's stature?

20 A Based on my observations of Monica, I am sure she
21 used Walter Kaye in any way that she could. And anyone that
22 knows us knows of our closeness to Walter Kaye and that he's
23 a delightful man and that we do a lot of things with him and
24 would go -- any one of us would go out of our way to take
25 care of people that were important to Walter.

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1 Q Having in mind that all things being equal, you
2 would prefer not to make Mr. Kaye unhappy or Betty unhappy,
3 do you think that part of what was going on here was that you
4 were stringing Monica along, not getting her a job, saying,
5 "Well, you never know, I'll keep my eye open," trying to put
6 Monica off, on the theory that Monica would drift away of her
7 own accord?

8 A I wouldn't characterize it that way, but, as I
9 said earlier, I did not want Monica being unhappy about
10 the whole process and she was a young person that was
11 clearly unhappy. She had very harsh words to say about
12 Evelyn Lieberman in particular and her experience on first
13 leaving. She seemed very unhappy. I did want to calm her
14 down in that respect and I didn't want to totally close the
15 door on her.

16 While I did not want Monica working for me or
17 working in the White House, I was not at all opposed to her
18 working in another job in government and would have been
19 happy to have helped her with that.

20 Q Would it have been fair for a person in Monica's
21 position to interpret what you were doing or were not doing
22 as stringing her along?

23 A I don't know how she interpreted it other than I
24 understood she was irritated with me, probably even angry
25 with me, because I didn't do what she initially wanted.

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1 Q Were you at all worried that Monica was potentially
2 a loose cannon?

3 A Should have been more than I was.

4 Q What do you mean?

5 A Hindsight. I wish -- I don't know what I wish. A
6 loose cannon? No. I never in my wildest ever would have
7 predicted all the stuff that has spewed out around Monica and
8 the tales that have been told. Never. If I had thought that
9 in one instant, I probably would have asked that she be
10 committed.

11 MR. EMMICK: Interesting.

12 Any other questions that you have?

13 MR. WISENBERG: Me?

14 MR. EMMICK: Mm-hmm.

15 MR. WISENBERG: A few.

16 MR. EMMICK: Okay.

17 BY MR. WISENBERG:

18 Q You had mentioned, I think, the first time you were
19 here the session that got to be not a happy one and Monica
20 was talking about the other women who had been protected.
21 Did you get from what Monica was telling you that Monica
22 implied that she had had some kind of relationship with the
23 President?

24 A No. She was most adamantly saying she had not.
25 And that's what her anger was. She thought there were rumors

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1 about these other women and why were they still there and she
2 had lost her job and she had done nothing wrong.

3 Q This is a slightly different question than the one
4 Mike asked you, which is did you ever hear, obviously based
5 on what you've said, you wouldn't have heard it directly from
6 the President, did you ever hear from anybody that the
7 President had asked about a job for Monica, getting a job for
8 Monica?

9 A No, other than what I've since read in the press.
10 No.

11 Q I'm not including what you've read in the
12 newspapers.

13 A No, I have not heard that.

14 Q Walter Kaye -- I have a Walter Kaye question.
15 Did you ever hear that Walter Kaye had mentioned to anybody,
16 directly or indirectly, anything about phone calls between
17 Monica Lewinsky and the President?

18 A Phone calls between Monica and the President? No.

19 MR. WISENBERG: That's all I have.

20 Do we want to ask the witness to step outside for
21 a moment?

22 MR. EMMICK: That would be my suggestion.

23 Could you step outside for just a few minutes?

24 THE WITNESS: All right.

25 MR. EMMICK: We'll see if there are any more

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1 questions from the grand jurors.

2 (Witness excused. Witness recalled.)

3 THE FOREPERSON: You are still under oath.

4 THE WITNESS: Okay.

5 MR. EMMICK: One of the grand jurors had a
6 question.

7 THE WITNESS: Yes.

8 A JUROR: You apparently were concerned about
9 Monica's unhappiness at her situation. What did you expect
10 would happen if she became unhappier? Would there be an
11 impact on the White House? And, if so, why?

12 THE WITNESS: I really hoped that I had been
13 persuasive enough with Monica that she would drop the notion
14 of pursuing anything in the White House, but I left open the
15 fact that I really wanted to help her if there were other
16 things she wanted to do. And I also hoped that she would
17 actually call me if there were other things. And then once
18 that was over, I really forgot about Monica.

19 A JUROR: So you weren't concerned about what she
20 might do or say to create a problem?

21 THE WITNESS: No, I wasn't. I mean, she -- other
22 than one conversation and just kind of a general impression
23 of her, I wasn't very alarmed about her. No.

24 BY MR. EMMICK:

25 Q I thought you had mentioned once before that you

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1 were a little concerned that because on occasion employees
2 have left the White House under less than happy terms, they
3 were disgruntled, they would say things that would cast the
4 White House in a poor light. Did you have any of those kinds
5 of concerns as to Monica, who had left the White House under
6 unhappy circumstances?

7 A I think -- maybe I didn't say it specifically in
8 answer to his question, I really felt like I was somewhat
9 persuasive with her. I hoped that we had reached a point
10 where her anger was directed more at me.

11 Q But that's after you exercised your persuasive
12 powers.

13 A Right.

14 Q Before you tried to persuade her, was the nature of
15 one of your concerns what she might say if you didn't
16 persuade her? If you didn't --

17 A No, I don't think I thought of it in those terms.

18 Q So you didn't think that she would be one of the
19 disgruntle former employees who left under less than happy
20 terms and might for that reason say something not
21 complementary about the White House?

22 A I think it's okay if you say something
23 uncomplimentary. I never fathomed this kind of stuff would
24 spew out. So, no, I was not unduly alarmed that she would
25 be -- she could be disgruntled and that was okay.

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1 Q But it's not something that you wanted.

2 A Didn't want it, tried my best to help her see all
3 sides of it, to talk her through.

4 Q Regardless of whether she had a right to be
5 disgruntled or had a right to say things that were not
6 favorable to the White House, I assume that was something
7 you'd prefer not happen.

8 A Of course.

9 Q And was your effort to try to persuade her and make
10 her understand an effort to try to make sure that she didn't
11 go out and bad mouth the White House?

12 A No. I didn't talk to her in those terms, but it
13 was more of -- I think I was -- as I talked about earlier,
14 I think I was fairly realistic with Monica, that in
15 essence she needed to grow up, that sometimes things happen
16 in life that they don't come out the ways you want and you
17 just have to accept them and go on and she had a good
18 position, had a good future ahead of her and get on with it
19 and just sort of chalk this up as a difficult time for her
20 and go on.

21 BY MR. WISENBERG:

22 Q So you weren't concerned -- I just want to make
23 sure I understand. You weren't concerned when you were
24 discussing these things with her that she might fall into
25 this disgruntled former employee status and cause trouble for

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1 the White House.

2 A Two pieces of that. I thought she was a
3 disgruntled former employee. It never in my wildest ever
4 occurred to me that she would do anything relating to that,
5 other than what she was doing, which was she wanted to get a
6 job so that she could re-prove herself, I guess.

7 A JUROR: I just had one question.

8 At what point did you become aware that Monica was
9 a friend of Walter Kaye?

10 THE WITNESS: I think immediately.

11 A JUROR: And was there any special -- oh, I don't
12 know, was she given preferential treatment because she was a
13 friend?

14 THE WITNESS: Let me answer the first part. I
15 think that Monica probably told me about Walter. I don't
16 think Betty Currie did, but I think Monica did and we had
17 discussions about him and I think she -- I think she even
18 refers to him as "Uncle Walter" or "he's like an uncle,"
19 that's a memory I have.

20 Now, your second part of your question was did she
21 get preferential treatment. Only in the sense that I like
22 Walter very much and would have gone out of my way to make
23 sure that I eventually could see Monica, even if I was very
24 busy, I would have made that effort for her. And would have
25 based on my liking of him. If she had worked out, that would

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1 have been wonderful and I would have liked to have worked
2 something out for her on the basis of the fact that I like
3 him so much.

4 BY MR. WISENBERG:

5 Q Did the President ever ask you to help find a job
6 for David Watkins?

7 A God, that was even longer. Good question, Sol.
8 I have to go find out something. Just a second.

9 (The witness was excused to confer with counsel
10 at 4:00 p.m.)

11 * * * * *

12 Whereupon, (4:15 p.m.)

13 MARSHA SCOTT

14 was recalled as a witness and, having been previously duly
15 sworn by the Foreperson of the Grand Jury, was examined and
16 testified further as follows:

17 EXAMINATION (RESUMED)

18 MR. WISENBERG: Let the record reflect the witness,
19 Marsha Scott, has reentered the grand jury room.

20 THE FOREPERSON: Ms. Scott, you're still under
21 oath.

22 THE WITNESS: Thank you.

23 BY MR. EMMICK:

24 Q What was that question again?

25 A What was it?

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1 BY MR. WISENBERG:

2 Q Did the President ever ask you to help David
3 Watkins find employment, find a job.

4 A I remember the President asking me to help
5 David, but I don't remember being asked to help him find
6 a job.

7 Q All right. And do you remember about when that
8 was?

9 A It would have been around the time David was
10 leaving the White House, which was -- you know that, I think.

11 Q Somewhere in '94.

12 A Is that when it was? I truly don't remember that.

13 Q What did you do? What, if anything, did you do to
14 help carry out the President's wishes?

15 A I was a friend of Mr. Watkins then and I was very
16 concerned about David's mental state, particularly in light
17 of when Vince Foster killed himself. I would have thought it
18 would have been David, not Vince. He was a very high strung
19 person and I knew that he was very unhappy. And I spent
20 extra time with David, if I could.

21 Q Let me just ask you this. Did you make any efforts
22 to help him find employment?

23 A No, I didn't.

24 MR. WISENBERG: You had some questions, Mike?

25 MR. EMMICK: Yes.

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1 BY MR. EMMICK:

2 Q You mentioned that you knew Betty Currie and Monica
3 to be friends.

4 A I believe so.

5 Q How did you know them to be friends? What made you
6 think that?

7 A I think as I indicated before when Betty Currie
8 called me or when Monica first called me, someone in the
9 beginning, I got the two of them linked up and I know I had
10 subsequent conversations with Betty, at least one or two
11 probably, about Monica. And then when you use the word
12 friend, I mean, I don't know how Betty defines that. My
13 impression certainly was that Monica was someone that Betty
14 cared about, liked, and wanted to help.

15 Q Do you recall how Betty referred to Monica?
16 Whether she used the word friend or whether she used the word
17 good friend or did she use the word somebody I'm close to?
18 What was her characterization?

19 A I don't remember that.

20 Q But the impression you got was --

21 A This was someone that she cared about. It was a
22 young person. Betty took a lot of young people under her
23 wing and that's my impression of where Monica fit with Betty.

24 Q How good friends are you with Debi Schiff?

25 A Close.

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1 Q One of your better friends there at the White
 2 House?
 3 A Yes. She's one of my favorite people.
 4 Q How long have you known her?
 5 A Since '92, I think. Yes. Probably -- I don't
 6 think I met her in '91, I think '92.
 7 Q How good friends are Debi Schiff and Betty Currie?
 8 A They're close. I think I would define it they work
 9 very closely together, daily, or used to, and occasionally I
 10 think the couples probably socialized in larger groups with
 11 other couples.
 12 MR. EMMICK: Any other questions people wanted to
 13 ask along those lines?
 14 Yes, sir?
 15 A JUROR: Could you tell me, please, do you have
 16 formal training in psychology and, if so, what courses you've
 17 taken and where?
 18 THE WITNESS: I have had a number of psych courses
 19 and I took them at University of California at Santa Cruz.
 20 Actually, my favorite one was "Psychology and the Law." I've
 21 taken all the basic -- Psych 101, 102. I was a preschool
 22 teacher and I was a certified preschool teacher and under
 23 that I took a number of early childhood education courses.
 24 I taught preschool, taught a number of training programs for
 25 expectant mothers and took refresher courses all the time in

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1 that. It's a long time ago, I'd have to go back and look at
 2 the transcripts to give you exact names, but --
 3 A JUROR: Thank you.
 4 BY MR. WISENBERG:
 5 Q Did you tell Debi Schiff about your interviews with
 6 Monica Lewinsky, particularly the one where she named names?
 7 Where Monica named names?
 8 A I don't know if I did or not, even though she named
 9 Debi in that. It's -- there are -- there are so many wild
 10 things that are said about any number of us in the White
 11 House that if -- my position has been if I indulge in that,
 12 then it drives me crazy and I know how I feel if people come
 13 to me and tell me that they just heard that I was sleeping
 14 with alligators in New Orleans, it's hurtful. I don't always
 15 pass on all that kind of information. So to get to your
 16 answer, I don't remember whether I ever told Debi Schiff that
 17 or not.
 18 MR. WISENBERG: Any further questions?
 19 (No response.)
 20 MR. WISENBERG: All right.
 21 MR. EMMICK: May the witness be excused?
 22 THE FOREPERSON: Yes, she may.
 23 THE WITNESS: Is this it?
 24 MR. EMMICK: I think this is it.
 25 THE FOREPERSON: This is it. Godspeed.

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1 THE WITNESS: Thank you. I appreciate it.
 2 MR. WISENBERG: This is it barring any further
 3 evidence that is uncovered that would cause us to call you
 4 back.
 5 THE WITNESS: I expected you to say that.
 6 MR. WISENBERG: All right.
 7 THE WITNESS: Thank you.
 8 THE FOREPERSON: Godspeed anyway.
 9 THE WITNESS: Thank you.
 10 (The witness was excused.)
 11 (Whereupon, at 4:21 p.m., the taking of testimony
 12 in the presence of a full quorum of the Grand Jury was
 13 concluded.)
 14 * * * * *

OCTOBER 1997

SUN.	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SAT.
NOTES:	SEPTEMBER S M T W T F S ① 2 7 8 9 14 15 16 21 22 23 28 29 30	NOVEMBER 1997 W T F S 5 6 7 8 ① 12 13 14 15 18 19 20 21 22 25 26 ② 27 28 29 30	1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
	COLUMBUS DAY HOLIDAY					
19	20	21	22	23	24	25
26	27	28	29	30	31	NOTES:
DST Ends						

OCTOBER 1997

7540-01-337-4703
For 1998 Order 7540-01-337-8712

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3625

ACTIVITY SCHEDULE

NOVEMBER 1997

SUN.	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SAT.
NOTES:				OCTOBER 1997 S M T W T F S 1 2 3 4 5 6 7 8 9 10 11 12 ⑬ 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31	DECEMBER 1997 S M T W T F S 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 ⑤ 26 27 28 29 30 31	1
2	3	4	5	6	7	8
306	307	308	309	310	311	312
9	10	11 VETERANS DAY HOLIDAY	12	13	14	15
313	314	315	316	317	318	319
16	17	18	19	20	21	22
320	321	322	323	324	325	326
23	24	25	26	27 THANKSGIVING DAY HOLIDAY	28	29
327				331	332	333
30						
334	328	329	330			

NOVEMBER 1997

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For 1998 Order 7540-01-337-8712

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ACTIVITY SCHEDULE

JANUARY 1998

SUN.	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SAT.
NOTES:		DECEMBER 1997 S M T W T F S 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31	FEBRUARY 1998 S M T W T F S 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	1 NEW YEAR'S DAY HOLIDAY	2	3
	4	5	6	7	8	9
	11	12	13	14	15	16
	18	19 MARTIN LUTHER KING, JR'S BIRTHDAY HOLIDAY	20	21	22	23
	25	26	27	28	29	30
						31

JANUARY 1998

7540-01-337-4703
For 1998 Order 7540-01-337-8712

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(D)

ST	DATE	TIME	DURATION	DESTINATIO	DIALED DIG	CO
12600 PRESS	03/14/97	ROOM 212A 12:30	1.9	WASZ 1B VA	4048 1-703-697-9312	ADELE GILL O.
12615 PRESS	03/28/97	ROOM 212A 12:48	6.3	WASZ 1B VA	4048 1-703-697-9312	ADELE GILL O.
18671 PRESS	04/08/97	ROOM 212A 12:34	1.6	WASZ 1B VA	4048 1-703-697-9312	ADELE GILL O.
24794 PRESS	06/11/97	ROOM 212D 14:48	5.2	WASZ 1B VA	4076 1-703-697-9312	OFFICE PRE O.
24837 PRESS	06/23/97	ROOM 212F 11:48	2.1	WASZ 1B VA	4153 1-703-697-9312	SPARE SPA O.
25308 REF/RESEARCH	06/17/97	REFERENCE DESK 10:08	3.0	WASZ 1B VA	4160 1-703-697-9312	DESK REFE O
29030 MILITARY STAFF	05/23/97	ROOM 720B 16:37	0.0	WASZ 1B V	4147 1-703-697-9312	RICHARD C O.
29031 MILITARY STAFF	05/23/97	ROOM 720B 16:50	0.0	WASZ 1B V	4147 1-703-697-9312	RICHARD C O.
50051 EXECUTIVE	10/24/97	EXEC-C 14:09	0:00:30	WASZ 1B V	4402 1-703-697-9312	ISABELLE
50101 EXECUTIVE	10/29/97	EXEC-C 11:51	0:00:30	WASZ 1B V	4402 1-703-697-9312	ISABELLE
50102 EXECUTIVE	10/29/97	EXEC-C 13:50	0:00:30	WASZ 1B V	4402 1-703-697-9312	ISABELLE
50143 EXECUTIVE	10/30/97	EXEC-C 13:01	0:01:18	WASZ 1B V	4402 1-703-697-9312	ISABELLE
9274 EXECUTIVE	11/03/97	EXEC 11:02	0:02:54	WASZ 1B V	4404 1-703-697-9312	WILLIAM RI O.
63728 PRESS	11/05/97	ROOM 212A 15:58	0:01:06	WASZ 1B V	4048 1-703-697-9312	ADELE GILL O.
63751 PRESS	11/17/97	ROOM 212A 19:29	0:01:00	WASZ 1B V	4048 1-703-697-9312	ADELE GILL O.
63799 PRESS	11/20/97	ROOM 212B 13:23	0:01:54	WASZ 1B V	4050 1-703-697-9312	SPARE PRE O
63905 PRESS	11/18/97	ROOM 212C 07:34	0:01:24	WASZ 1B V	4052 1-703-697-9312	REBECCA N O.
64418 PRESS	11/05/97	ROOM 215 14:51	0:05:18	WASZ 1B V	4058 1-703-697-9312	CALVIN MI O
64474 PRESS	11/13/97	ROOM 215 17:46	0:02:00	WASZ 1B V	4058 1-703-697-9312	CALVIN MI O
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71465 PRESS	12/22/97	ROOM 215 15:16	0:04:24	WASZ 1B V	4058 1-703-697-9312	CALVIN MI O

828-DC-00000003

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50074 EXECUTIVE WATKINS	10/27/97	EXEC-C 17:15	0:00:36	WASHINGTON D	4402 [REDACTED]	ISABELLE
50168 EXECUTIVE WATKINS 0.12	10/30/97	EXEC-C 16:45	0:00:42	WASHINGTON D	4402 [REDACTED]	ISABELLE
50170 EXECUTIVE WATKINS 0.05	10/30/97	EXEC-C 17:28	0:00:30	WASHINGTON D	4402 [REDACTED]	ISABELLE
60857 EXECUTIVE-III SUTPHEN 13	11/19/97	EXEC-III-G 11:28	0:00:48	WASHINGTON D	4029 [REDACTED]	MONA KAI O.

828-DC-00000004



Date	Time	Duration	From Phone	From Name	To Phone	To Name	Call ID
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11/24/1997	10:14:00	EST 00:07:00	(703) 697-9312	LEWINSKY, MONICA; DONOVAN, JOHN/P	(212) 415-4029	SUTPHEN, MONA	25508
11/24/1997	10:14:00	00:04:00	(703) 697-9312	LEWINSKY, MONICA; DONOVAN, JOHN/P	(212) 415-4029	SUTPHEN, MONA	40995
11/26/1997	09:18:00	EST 00:04:00	(703) 697-9312	LEWINSKY, MONICA; DONOVAN, JOHN/P	(212) 415-4058	UN EXTENSION	25342
11/26/1997	09:18:00	00:03:00	(703) 697-9312	LEWINSKY, MONICA; DONOVAN, JOHN/P	(212) 415-4058	UN EXTENSION	41003
12/22/1997	14:31:00	EST 00:06:00	(703) 697-9312	LEWINSKY, MONICA; DONOVAN, JOHN/P	(212) 415-4058	UN EXTENSION	24091
12/22/1997	15:14:00	EST 00:01:00	(703) 697-9312	LEWINSKY, MONICA; DONOVAN, JOHN/P	(212) 415-4058	UN EXTENSION	24084
01/05/1998	11:32:00	00:01:00	[REDACTED]	FINERMAN, D	[REDACTED]	SUTPHEN, MONA	41424

2 November 1997

Dear Betty:

I hope you had an enjoyable weekend. I thought I'd drop you a note since it's so difficult for both of us to talk at work!

I became a bit nervous this weekend when I realized that Amb. Richardson said his staff would be in touch with me *this week*. As you know, the UN is supposed to be my back up but because VJ has been out of town, this is my only option right now. What should I say to Richardson's people this week when they call? I had mentioned to Richardson that working there was *one* of the things I was looking at. It probably sounds stupid, but I have absolutely no idea how to tell them, "I'm not sure yet", in a business-like manner. If you feel it's appropriate, maybe you could ask "the big guy" what he wants me to do. Ahhhhhh...anxiety!!!!

Also, I don't think I told you that in my conversation last Thursday night with him that he said he would ask you to set up a meeting between VJ and myself, once VJ got back. I assume he'll mention this to you at some point – hopefully sooner rather than later!

I am enclosing a copy for VJ of the list of advertising/PR firms that I included in "the big guy's" packet. My hopes are that one of the names will jump out as a place where he (VJ) might have a contact.

I mentioned to him that I'd like to drop by on Sat. to give you your birthday present and to see him for a bit. He seemed somewhat receptive and said he'd check it out this week. Of course, he'll forget because in the whole scheme of things it's not that important and I will, of course, probably have to bug you towards the end of the week with this (something to look forward to I'm sure)!!!!

I hope to hear from you soon with some guidance. I am mailing my "thank-you-for-meeting-with-me-letter" to Richardson today. I was pleased the UN interview went well, but I'm afraid it will be like being at the Pentagon in NY...YUCK! PLEASE let me know what to do soon!!!!

1,000 thank you's.

Hugs n' kisses,

MSL-55-DC-0179

CA Davis

From: Lewinsky, Monica, , OSD/PA[REDACTED]
 Sent: Wednesday, November 05, 1997 2:16 AM
 To: CA Davis
 Subject: RE: troubles?

oK. I have some bad news. I am off the next trip so i won't be coming to Tokyo. I am probably sorrier than you are. the truth is it would have been so difficult to spend time together and it probably would have benn more frustrating than anything.

The job thing on Friday went much better than expected. It was nice; the big creep called thursday night and gave me a pep talk because i was so afraid I'd sound like an idiot. Richardson is a great guy and i met two women who work for him...also very cool. Yesterday, Richardson called me at work and told me they were going to offer me a position..they didn't know what yet, and they wanted to talk with me further. The problem is, I don't really want to work there (issue wise or location wise) I've already had the experience of working in a yucky building. It was awful, actually, because i feel a little trapped into taking it. HOPEFULLY, there will be some movement on the other tracks in NY too. I told mr. bacon I was planning to move and was in the process of looking...which is why i asked him if i could switch trips with tom. The biggest reason i need to do that was because the creep's friend who is supposed to help me with the private sector possibilities has been out of town the last two weeks. I feel like I'll lose momentum with them if i disappear for three weeks now (that's including Thanksgiving). Oy vey!

I'm glad to hear you guys had such a nice weekend. Honestly Cat, it sounds like such a wonderful fantasy to me. To be with yourr husband -- as part of a couple with other couples doing couple-y kinds of things and having fun.

My Australian boyfriend CALLED me on Friday to let me know his e-mail was down.. He said it had become habit to e-mail me friday nights and he wanted to let me know he couldn't send anything. I know...when's the wedding???? Just kiddin'.

i miss you tons and am so sad i won't see you, but maybe we'll work something out soon. When do you guys come to the states...for holiday? and for good?

kisses and hugs
 Monica

From: CA Davis
 To: [REDACTED]
 Subject: troubles?
 Date: Monday, November 03, 1997 7:15PM

Hi, I sent you a message called 'quickie' last wk, but it was = undeliverable for awhile so I'm hoping this will reach you. You'd think = the fn Pentagon could have straightened out email! Anyway, how did = your 'meeting' go last week? I'm seeing the man on tellie alot because = of the Iraqi nonsense. I think that could be a cool job, maybe better = than the DOD.

I had a long wkend away from home. We went to a friend's office's = cottage at Lake Kawaguchi. Its Susan's office's cottage and she invited = us and 2 other couples for the 3day wkend- so 4 couples all together. = It was fun- we drank a lot, ate a lot, hiked, walked, lounged, played = games etc..I was about ready to go home Sunday evening but we left Mon. = morning. I was getting tired of being surrounded by Brits! Actually = one couple is made up of a German woman and a man, Gavin, who is =

1037-DC-00000022

Canadian/Scottish/American. Anyway, Chris and I had Monday alone in the city because it was a holiday. We went shopping, had lunch and saw My Best Friend's Wedding. It was a thrill to go to the movies and see a current-ish US movie. I really miss going to the movies as part of a social life. In the US when you don't feel like having a big night you can just have dinner and go to a movie and at least you're out of thehouse, but here its expensive and the movies are crap generally so if you want o be mellow its renting a movie and eating in which gets tiresome.

Whoa, I have to go to work! Write back and thanks for the FWs. What did you pick for the 'psychological test'? love, Cat

1037-DC-00000023

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OFFICE OF THE INDEPENDENT COUNSEL

1/28/98

Date of transcription

ALLYN SEIDMAN, Senior Vice President, Corporate Communications.

REVLON was made available for interview by her attorney, CHARLES A. STILLMAN at the law firm STILLMAN and FRIEDMAN, 425 Park Avenue. STILLMAN and his associate JOHN B. HARRIS were present during the interview. All persons present were advised of the purpose of the interview and the official and personal identity of Investigators [REDACTED] and [REDACTED] SEIDMAN thereafter provided the following information.

SEIDMAN has been employed in her present position for 1 year and has been with REVLON for 9 years.

SEIDMAN recalls that on January 8, 1998 she received a telephone call from JAYMIE DURNAN, Senior Vice President for MacANDREWS & FORBES HOLDINGS, INC. (MFH) asking if she would interview a MONICA LEWINSKY whose resume had already been sent over to her. DURNAN asked if SEIDMAN would see if she could find a place for LEWINSKY. SEIDMAN did not take DURNAN'S request as an order to hire LEWINSKY.

SEIDMAN does not remember exactly how or who contacted LEWINSKY but she came to her office the following day January 9, 1998 at 11:30am and was interviewed by SEIDMAN. SEIDMAN remembers concluding after the interview that she was a bright, articulate and polished person with interesting ideas and would be an asset to the department at a junior level. SEIDMAN had seen LEWINSKY's resume and the cover letter to RICHARD HALPERIN and during the interview she chose to concentrate on LEWINSKY'S public affairs work experience at the Pentagon as well as insuring that she was aware of what REVLON was all about. The interview lasted approximately 30 to 45 minutes.

SEIDMAN knows VERNON JORDAN and that he is a director on the company's board of directors. The fact that LEWINSKY was recommended by JORDAN would only serve to get LEWINSKY in the door for the first interview, however, his recommendation would have no bearing on the final decision to either hire or not hire her.

SEIDMAN stated that following the interview she accompanied LEWINSKY to NANCY RISDON'S office so that she could make an evaluation of her potential and then to JENNA SHELDON's office, (Manager, Human Resources) for interview and completion of a REVLON employment application.

Investigation on 1/26/98 at New York City, NY File # 29D-LR-35063

by CI [REDACTED] JWB:jwb Date dictated 1/28/98

29D-LR-35063

Allyn Seidman

1/26/98

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Continuation of OIC-302 of

On

Page

SEIDMAN then returned to her office and returned DURNAN's call. SEIDMAN

told him that it was her opinion that LEWINSKY would make a great employee.

SEIDMAN later learned that SHELDON was very impressed with LEWINSKY and was considering her as a Public Relations Administrator helping to pull materials together for presentations. SEIDMAN then told SHELDON to begin the hiring process.

A day or two later, SEIDMAN called LEWINSKY at the New York telephone number and informed her that she would be an asset to the department and that possibly an agreement could be reached. There was a discussion about salary and LEWINSKY offered that she would like to be paid \$65,000 per annum to which SEIDMAN indicated that that issue would have to be evaluated and a decision made. SEIDMAN relayed this information to SHELDON and SEIDMAN did not talk to LEWINSKY again. SEIDMAN, of course, did hear later from SHELDON that LEWINSKY had been hired and that she would start on January 26, 1998. SEIDMAN recalls that just prior to all the allegations concerning LEWINSKY and President CLINTON appeared in the news, she made an announcement to all of her department that "we have hired MONICA LEWINSKY on a recommendation from 62nd Street, but she's great". After reading the press coverage SEIDMAN knew that LEWINSKY would not be hired.

SEIDMAN is described as follows from observation and interview.

Name: ALLYN SEIDMAN

Sex: Female

Race: Caucasian

DOB: 5/31/50

SSAN: [REDACTED]

Residence: [REDACTED]

Telephone: [REDACTED]

Employment: REVLON

625 Madison Ave.

New York City, NY 10022

Telephone: 212-527-6032

Title: Senior Vice President, Corporate Communications

Allyn Seidman, 4/23/98

OIC Deposition

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CONDENSED TRANSCRIPT AND CONCORDANCE
PREPARED BY:

OFFICE OF THE INDEPENDENT COUNSEL
1001 Pennsylvania Avenue, N.W.
Suite 490-North
Washington, DC 20004
Phone: 202-514-8688
FAX: 202-514-8802

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[1] [2] [3] [4] IN RE: GRAND JURY INVESTIGATION [5] [6] [7] [8] DEPOSITION of ALLYN SEIDMAN, held at the [9] offices of Messrs. Stillman, Friedman & Shaw, 425 [10] Park Avenue, New York, New York 10022, on [11] Thursday, April 23, 1998, commencing at (10:20) [12] o'clock a.m., before Annette Forbes, a Certified [13] Shorthand (Stenotype) Reporter and Notary Public [14] within and for the State of New York. [15] [16] [17] [18] [19] [20] [21] [22] [23] [24] [25]

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[1] [2] have before the grand jury that are extremely [3] important, because I realize I just used the word [4] grand jury, which means -- let me explain [5] something else. [6] As I think your attorney probably [7] explained, we are doing this here in your [8] attorney's office in order to make life a little [9] easier for you and the people that you work with, [10] so you don't have to physically go down before the [11] grand jury in Washington. [12] Do you understand that? [13] A Yes. [14] Q Our intention is to mimic as best we [15] can what would happen in front of a grand jury. [16] A Okay. [17] Q Our intention is to at some point [18] read to the grand jury a transcript of your [19] testimony today. [20] Do you understand that? [21] A Yes. [22] Q What we are going to do is make sure [23] all the rules that normally apply in front of a [24] grand jury will apply to this proceeding. [25] A Explain that.

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[1] APPEARANCES: [2] OFFICE OF THE INDEPENDENT COUNSEL [3] 1001 Pennsylvania Avenue, N.W. [4] Suite 490 North [5] Washington, D.C. 20004 [6] BY: THOMAS H. BIENERT, JR., ESQ. [7] Associate Independent Counsel [8] STEPHEN BINHAK, ESQ. [9] Associate Independent Counsel [10] [11] [12] [13] [14] [15] [16] [17] [18] [19] [20] [21] [22] [23] [24] [25]

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[1] [2] Q Yes, I will. [3] The first thing that it means is you [4] are entitled to be represented by counsel. [5] Do you understand that? [6] A I do. [7] Q And, of course, you have Mr. [8] Stillman representing you here, correct? [9] A Right. [10] Q One difference between a grand jury [11] experience, which is what we are simulating today, [12] and a normal type of court deposition is your [13] attorney is not actually entitled to be in the [14] room with you. [15] Do you understand that? [16] A I do. [17] Q Of course, he is here in the [18] building. You are entitled to leave the room at [19] any time that you want to consult with him and [20] then come back in and answer additional questions. [21] Do you understand that? [22] A Yes. [23] Q That would explain why Mr. Stillman [24] is not sitting in here with you. [25] Do you understand that?

Page 3

[1] ALLYN SEIDMAN, called as a witness, [2] having been first duly sworn by Annette [3] Forbes, a Notary Public of the State of New [4] York, was examined and testified as [5] follows: [6] EXAMINATION [7] BY MR. BIENERT: [8] Q My name is Tom Bienert. This is [9] Steve Binhak. We are Associate Independent [10] Counsel and we have not yet had a chance to talk; [11] is that correct? [12] A Correct. [13] Q Let me go over a few ground rules [14] with you first, just to make sure we understand [15] how we are proceeding today. [16] As you can see, we have a court [17] reporter who is taking everything down. [18] What I would ask is since she is [19] taking everything down, we try to make sure you [20] answer audibly with words instead of gestures. [21] Secondly, that we try not to talk [22] over one another, okay? [23] A Yes. [24] Q Let me go over a few rights that you [25]

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[1] A Yes. [2] Q The second difference is in a [3] deposition that is a true deposition, you would [4] normally get a copy of the transcript, you would [5] be allowed to read it, make changes, and sign it. [6] Do you understand that? [7] A I understand that. [8] Q But because this is a grand jury [9] type proceeding, you are not going to get a copy [10] of the transcript of what you say here today. [11] Do you understand that? [12] A I do. [13] Q The other rules that apply, you have [14] an extremely important obligation to tell the [15] truth, because this is a duly impaneled grand jury [16] for whom we are obtaining this testimony. [17] Because you were placed under oath, [18] anything you say here is subject to a penalty of [19] perjury. [20] Do you understand that perjury is [21] the knowingly making of a false statement in [22] response to a question? [23] A I understand. [24] Q You understand that it would not [25]

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[1] only include telling us affirmatively incorrect
 [2] information, but also, for example, saying you
 [3] don't know the answer to something or you don't
 [4] recall when, in fact, you do?
 [5] A I understand.
 [6] Q Do you understand that perjury is a
 [7] crime and that if you were to commit perjury, you
 [8] would be subject to a criminal penalty of up to
 [9] five years in jail or up to a \$250,000 fine?
 [10] A Yes.
 [11] Q Do you have questions about perjury?
 [12] A No.
 [13] Q You also have a Fifth Amendment
 [14] right not to incriminate yourself.
 [15] Do you understand what the Fifth
 [16] Amendment allows is that you can refuse to answer
 [17] any question if you in good faith believe it might
 [18] subject you to criminal liability?
 [19] You understand that?
 [20] A I do.
 [21] Q Any questions about your Fifth
 [22] Amendment rights?
 [23] A No.
 [24] Q I think I have covered all of our
 [25]

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[1] A There are dozens of departments in
 [2] New York, but I — you know what, can I get back
 [3] to you about that, just so you have specifics?
 [4] Q Sure. That's fine.
 [5] How many people are in your section?
 [6] A In my department, I have 15 people.
 [7] Q When did you first hear of Monica
 [8] Lewinsky or the person that you later learned was
 [9] Monica Lewinsky?
 [10] A I believe it was December 8th of
 [11] '97.
 [12] Q And tell us about what happened
 [13] around December 8th of '97.
 [14] A I received a phone call.
 [15] Q From?
 [16] A Jaymie Duman, telling me he had a
 [17] candidate who he thought was good.
 [18] Q Let me ask you, is it possible that
 [19] this could have occurred on January 8th of this
 [20] year?
 [21] A It is.
 [22] Q Did Mr. Duman indicate in that call
 [23] that he had already met with Ms. Lewinsky?
 [24] A May I speak for a second, can I just
 [25]

Page 8

[1] ground rules.
 [2] MR. BIENERT: Have I missed
 [3] anything, Mr. Binhak?
 [4] MR. BINHAK: No.
 [5] A May I get some water?
 [6] Q Yes, you may.
 [7] Obviously, if you have any questions
 [8] about anything that I am saying, if my question is
 [9] confusing, which has certainly happened before,
 [10] feel free to stop me and get a clarification,
 [11] okay?
 [12] A I will.
 [13] Q Tell us what your duties are.
 [14] A I am in charge of Corporate
 [15] Communications for Revlon, Inc. That includes
 [16] public relations and corporate affairs for the
 [17] company worldwide.
 [18] Q What is the hierarchy of Revlon?
 [19] Who is the head of Revlon and where
 [20] does your section sort of fit into it?
 [21] A Ronald Perelman is the executive, is
 [22] chairman of the executive office. Jerry Levin is
 [23] the chairman. George Fellows is the president and
 [24] CEO. And I work for George.
 [25]

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[1] check with Charlie?
 [2] Q Absolutely.
 [3] (Witness temporarily leaves
 [4] the room.)
 [5] ALLYN SEIDMAN, resumed and testified
 [6] further as follows:
 [7] BY MR. BIENERT:
 [8] Q Just for the record, you went out of
 [9] the room for approximately two minutes and
 [10] consulted with your attorney, correct?
 [11] A Yes.
 [12] Q Now, my question was we are trying
 [13] to figure out what the date is and as to whether
 [14] or not you would have talked to Mr. Duman in
 [15] December 8, '97 or more like January 8th of '98.
 [16] A It could have been either, and I
 [17] really need to get back to you on that because I
 [18] don't remember exactly.
 [19] Q Why don't you tell us the
 [20] conversation that you had, the substance of the
 [21] conversation, and perhaps in relation to some
 [22] other people, what they have told us and records,
 [23] we might be able to determine that.
 [24] A Okay. He told me that he had a
 [25]

Page 9

[1] Q Are the main corporate headquarters
 [2] here in New York?
 [3] A Yes, they are.
 [4] Q You mentioned that you are the head
 [5] of, what is the name of the section?
 [6] A Corporate Communications.
 [7] Q How many different sections are
 [8] there here in the New York office?
 [9] A I'm sorry. I don't understand your
 [10] question.
 [11] Q Corporate Communications is one
 [12] department or section, correct?
 [13] A Right.
 [14] Q How many different sections are
 [15] there that make up the corporate headquarters in
 [16] New York?
 [17] A There are a variety of business
 [18] units and service departments. I can get back to
 [19] you with the specifics. There's cosmetics — I'm
 [20] sorry — Revlon Consumer Products U.S. There is
 [21] Revlon Professional. But —
 [22] Q I'm just trying to get a ballpark.
 [23] Are we talking five or six
 [24] departments? Are there dozens of departments?
 [25]

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[1] candidate who he thought was good.
 [2] Q Jaymie Duman?
 [3] A Yes. He would like me to interview
 [4] her, to see if she was right for the organization,
 [5] our organization.
 [6] Q Now, Mr. Duman is in technically
 [7] MacAndrews & Forbes, right?
 [8] A Yes.
 [9] Q You are, of course, Revlon?
 [10] A Yes.
 [11] Q Did he indicate to you whether he
 [12] had spoken himself with that candidate?
 [13] A I don't remember exactly but, yes, I
 [14] believe he saw her, because he told me that he
 [15] thought she was good. Thought — it may have been
 [16] implied.
 [17] Q Was the conversation that you had
 [18] with Mr. Duman, was it on the same day that it
 [19] appeared that he had spoken with the candidate,
 [20] the day after or a long time after, or do you
 [21] know?
 [22] A I don't know.
 [23] Q What was the next step, if any, that
 [24] you took?
 [25]

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[1] A I scheduled the time, and if I
[2] recall correctly, it was for the next day. I know
[3] that my schedule was busy that day. And I
[4] scheduled the time for Ms. Lewinsky to come in.
[5] Q When you say the next day, I assume
[6] you mean the day after you would have spoken to
[7] Mr. Duman -
[8] A Yes.
[9] Q Let me finish my question for the
[10] record.
[11] I am assuming that you mean the day
[12] after you would have spoken to Mr. Duman about
[13] Ms. Lewinsky?
[14] A Yes.
[15] Q So roughly December 9th or January
[16] 9th, whichever month we are talking about?
[17] A Yes.
[18] Q Is that correct?
[19] A Correct.
[20] Q Did you then, in fact, meet with Ms.
[21] Lewinsky on the 9th, whichever month it was?
[22] A Yes, I did.
[23] Q Who was present when you met her?
[24] A Nobody.
[25]

Page 14

[1] Q Tell us about your interview with
[2] her.
[3] What I would ask you to do is tell
[4] us in as much detail as you can about the topics
[5] that you talked about, what was said, et cetera.
[6] A I took her through our department,
[7] the Corporate Communications Department, and the
[8] way that it's set up.
[9] I asked her what her interests were.
[10] Q Let me stop you there for a second.
[11] Did Ms. Lewinsky, prior to meeting
[12] with you, seem to have a very good knowledge of
[13] what it was that you and the folks in your
[14] department did?
[15] A She was familiar with public
[16] relations and corporate communications, since she
[17] had worked in that area. It was my impression
[18] that that was the reason, because she had worked
[19] in that area in the Pentagon.
[20] Q So you explained to her what your
[21] department did and -
[22] A Right.
[23] Q And what else?
[24] A I showed her the different areas
[25]

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[1] where we had a need for help, and talked to her
[2] about which she preferred.
[3] Q Which areas did you indicate to her
[4] that you had a need for help in?
[5] A The corporate affairs area and in
[6] the marketing public relations area.
[7] Q Is it accurate that at the time that
[8] you spoke with Ms. Lewinsky there were two
[9] openings that your department had at the time?
[10] A Yes. I'm sorry. I also discussed
[11] that I had an opening, as well, although I believe
[12] I indicated to her that she might not be right, it
[13] was more of an executive secretary position.
[14] Q How many openings were available at
[15] the time you were actually talking to Ms.
[16] Lewinsky?
[17] A There were - I'm sorry. Can you be
[18] more specific? Because there were two job
[19] openings then.
[20] Q What were those two jobs?
[21] A One was working as a public
[22] relations assistant to the Revlon and Almay
[23] business, and one was working as my executive
[24] assistant.
[25]

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[1] There was also a need in two other
[2] areas of the department.
[3] Q What were those two areas?
[4] A Corporate affairs and in the
[5] marketing public relations area.
[6] Q Can you explain to us, what is the
[7] distinction between an "opening" and a "need"?
[8] A The two specific openings that I was
[9] discussing had been - there were people in the
[10] jobs before who had just left.
[11] Q Those are the openings; is that
[12] right?
[13] A Yes.
[14] Q What did you mean when you said
[15] there was a need?
[16] A We needed help in the other two
[17] areas.
[18] Q Does that mean there was never
[19] anyone who had that position? Was there never
[20] anyone who had that position?
[21] A I reorganized my department, but,
[22] no, there was nobody in those positions who had
[23] left at that time.
[24] Q You gave me a title, I think, but
[25]

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[1] just to go over it again, what would the two areas
[2] have been where there was a need?
[3] A Corporate affairs and marketing
[4] public relations areas. Product publicity.
[5] Q I think a few moments ago you
[6] indicated to us that you explained to her what
[7] your department was and what it did and then you
[8] asked her about which she preferred.
[9] Can you explain what you mean by
[10] that?
[11] A It was my way of getting a feel for
[12] the candidate. I do that quite often in
[13] interviews.
[14] Q Elaborate on that.
[15] What did you say to her, what was
[16] her question?
[17] A Where she thought her experience
[18] would fit.
[19] You know, I don't remember exactly,
[20] but it is a common technique that I use when I
[21] talk to people. I say to them, tell me how you
[22] feel about that, to find out if they understand
[23] different areas of the business as well.
[24] I was on a tight schedule and I
[25]

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[1] wanted to see how deeply I could go into material.
[2] Q What do you mean by that?
[3] A To get a feel for, to get a feel for
[4] the candidate.
[5] Q When you say you were on a tight
[6] schedule and you wanted to determine how deeply
[7] you wanted to go into each area, am I accurate, do
[8] I take it from that what you were doing, you were
[9] throwing out to her availabilities in an area, if
[10] she said she was not interested in it, you
[11] wouldn't bother explaining it?
[12] A I was watching her reaction to see
[13] if there was a fit for the candidate in a variety
[14] of areas.
[15] It is a technique that I use when
[16] I'm interviewing people.
[17] Q How many different areas did you
[18] talk to her about to watch for her reaction?
[19] A Corporate affairs, marketing public
[20] relations - or marketing publicity. I'm sorry.
[21] There's a variety of different
[22] titles for the area. I don't remember, I don't
[23] recall if I was specific about my executive
[24] assistant job, because I knew I needed different
[25]

Page 19

skills than a public relations administrator assistant.
 Q You know you went over with her the corporate affairs position, right?
 A Yes.
 Q That was one of the positions where there was an opening?
 A We needed somebody there.
 Q But that's one of the "need" areas and not the open area?
 A We needed somebody in corporate affairs.
 Q Let me repeat my question. Was that one of the areas where you were saying there was an opening you were trying to fill it or was that one of the areas where there was a need but there had been no person working?
 A There was a need.
 Q By that, do you mean there had been no opening for that position?
 A Yes.
 Q Corporate affairs was a "need" area. Marketing and public relations, was

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A I don't recall. We always had a need for administrative positions in the department.
 Q As you interviewed Ms. Lewinsky, did you determine whether or not she was appropriate for either of the two opening areas, the marketing public relations opening or your executive assistant opening?
 A Yes.
 Q What did you determine?
 A I determined that she was not appropriate for either position.
 Q Let's focus first on the marketing public relations opening position.
 Why did you determine that she was not appropriate for that position?
 A Because we were looking for somebody who had a little more experience in beauty fashion than Ms. Lewinsky had.
 Q Now, when you decided that she was not appropriate for the executive assistant position, why did you make that conclusion?
 A I was looking for more experience in corporate, more in corporate executive assistant

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that one of the sections -
 A Marketing and -
 Q Let me finish.
 Was that one of the areas where there was an opening where you were trying to fill or one of the areas where you felt there was a need?
 A Both. There was an opening and there was also - there was an area that had been staffed by interns and they were leaving. I'm sorry. I just remembered that.
 Q So was it accurate then there was a particular spot within marketing and public relations where there was an opening, but separate and apart from you thought there might be a need for a new position.
 What was the difference?
 Let's talk first about the marketing and public relations position where there was an opening.
 A Excuse me. When I say marketing public relations, it's marketing public relations, it's product publicity, it's publicizing, it's supporting marketing. It's not a marketing job.

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skills, with corporate executive assistant skills.
 Q As to either of those positions then, in essence, you concluded that she did not have enough experience to fill those slots?
 A Right.
 Q By the way, when you went through with Ms. Lewinsky these two possible areas, did you -
 A I'm trying to remember if I was specific or not. I really don't recall if I was very specific about those areas. I'm sorry.
 Q Well, whether you were general or specific, did Ms. Lewinsky indicate to you that she had any particular preference of the areas or topics that you talked with her about?
 A When I took her through the department?
 Q Yes, ma'am. When you say you took her through, you mean orally, not physically?
 A Right.
 I don't remember if she specifically said anything, but I do remember that she looked eager when I talked about the beauty fashion end of things. But that's...

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It's marketing PR, it's not marketing and public relations. I wanted to be clear.
 Q So far we have covered one of the openings was in marketing public relations. Then you felt separate and apart from that there was a need for a new position in marketing public relations; is that correct?
 A One was -
 Q Is that yes?
 A Yes.
 Q There was a corporate affairs area where there was no opening, but you thought there could be a need?
 A Yes. I knew there was a need.
 Q And what was the other position where there was an opening?
 A My assistant.
 Q That would be the executive assistant position?
 A Yes.
 Q Were there any other openings or "need" areas that you believed were potentially in play when you met with Monica Lewinsky?

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Q And that would be the marketing public relations position?
 A Yes.
 Q So whether it was through words, nuance or expression, you concluded that that was an area that she was interested in, correct?
 A One area, yes.
 Q What other areas did you conclude that she was interested in?
 A I concluded that she was interested in perhaps learning more about working with the press, which could be -
 Q Which could be what?
 A Any number of, it could be either of the areas that we just discussed.
 Q So we have covered in the interview that you spoke with her about your department, what it was and what it did, you did some talking about kind of work areas, whether it was general or specific.
 What else did you discuss with her?
 A I'm sorry. I am trying to remember.
 I discussed the culture of the company, if I recall correctly, I believe I discussed that, that

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[1] it was fast paced, that the hours were long.
 [2] I told her that I liked her Pentagon
 [3] experience, because many times the departments
 [4] were subject to confidential information. I don't
 [5] really recall exactly. But that's...
 [6] Q That's?
 [7] A That's it.
 [8] Q When you set up the interview, I
 [9] believe you told me you had first heard about her
 [10] the day before from Mr. Duman; is that correct?
 [11] A Yes.
 [12] Q Who would have actually set up the
 [13] interview, you, your secretary or Mr. Duman? How
 [14] was that handled?
 [15] A I believe that Mr. Duman set it up
 [16] for me. I gave him a time.
 [17] Q But you gave him a time for the next
 [18] day?
 [19] A Yes.
 [20] Q Why was it that the interview was
 [21] set up so quickly? Was there any reason for that?
 [22] A From my perspective, I received a
 [23] phone call from MacAndrews & Forbes, which is our
 [24] holding company. I respond quickly to them.
 [25]

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[1] Q Why?
 [2] A They are our holding company.
 [3] Q So what?
 [4] A They are the majority shareholder.
 [5] I respond quickly. I respond quickly to them.
 [6] Q Why?
 [7] A I work for them.
 [8] Q Is it accurate, ma'am, that when you
 [9] get a call from the holding company, which is in
 [10] essence the bosses, that's something that you know
 [11] you have to pay particular attention to?
 [12] A Of course.
 [13] Q And that's the reason why you made
 [14] sure that the interview was set up quickly?
 [15] A Of course.
 [16] Q And that was based on a phone call
 [17] that you got from Jaymie Duman, who you
 [18] considered to be a superior, at least in the
 [19] hierarchy of the companies?
 [20] A Yes.
 [21] Q Did Mr. Duman indicate to you that
 [22] anyone else had spoken to Monica Lewinsky before
 [23] he - other than him?
 [24] A No, not that I recall.
 [25]

Page 27

[1] Q Did he indicate to you that he had
 [2] spoken to anyone else within MacAndrews or Revlon
 [3] about Monica Lewinsky?
 [4] A Not that I recall, no.
 [5] Q Do you have any knowledge as to
 [6] whether or not Mr. Perelman spoke with anyone
 [7] either on the MacAndrews & Forbes side or the
 [8] Revlon side about Monica Lewinsky?
 [9] A No.
 [10] Q Now, she was an entry level
 [11] employee, correct?
 [12] A Yes.
 [13] Q Did you know that before you sat
 [14] down with her or is that something you just
 [15] learned once you sat down with her?
 [16] A I knew that when I saw her resume,
 [17] but it was reinforced when I sat down with her.
 [18] Q How did you leave things at the end
 [19] of your interview with Ms. Lewinsky? What, if
 [20] anything, did you say to her?
 [21] A I told her I would like her to talk
 [22] to Nancy Risdon, who is vice president of
 [23] Corporate Affairs, and that I would then take her
 [24] to Human Resources to meet with them.
 [25]

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[1] Q Let's take them each a step at a
 [2] time.
 [3] Nancy Risdon was vice president of
 [4] Corporate Affairs.
 [5] Is that a separate department?
 [6] A She works for me.
 [7] Q That's under Corporate
 [8] Communications?
 [9] A Right.
 [10] Q Why is it that you determined she
 [11] should meet with Nancy Risdon?
 [12] A Because Nancy and I had just been
 [13] discussing how they needed some junior help in the
 [14] department.
 [15] So I brought her over: to see if she
 [16] would be right for Nancy.
 [17] Q Do you know whether or not Nancy
 [18] did, in fact, speak with Ms. Lewinsky?
 [19] A Yes, she did.
 [20] Q Did you speak to Ms. Risdon after
 [21] she spoke to Ms. Lewinsky?
 [22] A Yes.
 [23] Q Did Ms. Risdon indicate to you
 [24] whether she believed Monica Lewinsky would be
 [25]

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[1] right for the needs she had?
 [2] A Nancy indicated to me she thought
 [3] she was talented and would be right for the
 [4] department, but that her, she was not experienced
 [5] enough for what Nancy was looking for at that
 [6] point in time.
 [7] Q Now, when you told Ms. Lewinsky that
 [8] she should meet with, I think you said the Human
 [9] Resources personnel, what function does Human
 [10] Resources serve at the office?
 [11] A Human Resources helps me evaluate a
 [12] candidate, whether or not she is right for the
 [13] corporation. It gives me another opinion.
 [14] I use them for that quite often and
 [15] they help evaluate as we go forward, pay scale and
 [16] corporate policy. They do that, it's help as
 [17] well.
 [18] Q Is Human Resources more or less
 [19] involved in the hiring of, for example, entry
 [20] level employees than people who are coming in at a
 [21] more senior level?
 [22] A I use them for both.
 [23] Q So from your perspective, the
 [24] involvement of Human Resources in the hiring
 [25]

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[1] process is no greater or less, whether it's an
 [2] entry level person or a senior level person?
 [3] A Right. Right.
 [4] Q You are hesitating. Is there more
 [5] to add?
 [6] A Occasionally, I will have them -
 [7] no, that's correct. That's correct. I'm sorry.
 [8] Q Is it accurate, ma'am, that at least
 [9] with entry level people they would normally
 [10] interview with the Human Resources Department
 [11] before interviewing with you?
 [12] A Of course, it is.
 [13] Q That wasn't what happened in this
 [14] case though?
 [15] A No, because I had received a phone
 [16] call from MacAndrews.
 [17] Q MacAndrews & Forbes?
 [18] A And Forbes.
 [19] Q When you told Ms. Lewinsky that she
 [20] would be going to meet with people at Human
 [21] Resources, what exactly did you tell her, as best
 [22] you recall?
 [23] A I don't recall. I just told her
 [24] that it was part of the process. I don't remember
 [25]

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[1] if I said anything specific.
 [2] Q You know who Vernon Jordan is,
 [3] correct?
 [4] A Sure.
 [5] Q Had you spoken to Mr. Jordan prior
 [6] to this?
 [7] A No.
 [8] Q Have you ever had a communication
 [9] via letter or other form with Mr. Jordan?
 [10] A No.
 [11] Q Did you know, prior to interviewing
 [12] Ms. Lewinsky, that she had any kind of connection
 [13] to Mr. Jordan?
 [14] A Only because there was a letter
 [15] attached to her resume when Jaymie sent it on
 [16] over.
 [17] Q A cover letter?
 [18] A Yes, a cover letter.
 [19] Q That would have been a letter from
 [20] Ms. Lewinsky to someone at MacAndrews or Revlon?
 [21] A Yes.
 [22] Q Isn't it a letter in which Ms.
 [23] Lewinsky referenced the fact that she was referred
 [24] by Vernon Jordan?
 [25]

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[1] A Yes. I believe so.
 [2] Q You know Vernon Jordan to be a
 [3] member of the board of directors of Revlon?
 [4] A Yes.
 [5] Q You would have known that at the
 [6] time?
 [7] A Sure.
 [8] Q Did you speak to Ms. Lewinsky about
 [9] Vernon Jordan at all?
 [10] A Not that I recall. Not that I
 [11] recall.
 [12] I was interested in her Pentagon
 [13] experience and communications was my focus.
 [14] Q Did Ms. Lewinsky mention anything
 [15] about the White House or her experiences there?
 [16] A Not that I recall.
 [17] I don't remember exactly, but it
 [18] was, I was really focused on whether this woman
 [19] would fit into the department and where she could
 [20] be a fit, if she was a fit.
 [21] Q Did Ms. Lewinsky tell you anything
 [22] about any other jobs that she was interviewing for
 [23] or considering?
 [24] A I don't remember. It's -- I don't
 [25]

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[1] remember. It's hard to remember if I read it in
 [2] the press or if we discussed it in the office.
 [3] Q Are you aware though, as you sit
 [4] here now, that there were other jobs or names of
 [5] people who she was speaking with or had an
 [6] interview with?
 [7] A I am aware that she spoke to Busson
 [8] Marsteller, and I am aware she spoke to American
 [9] Express.
 [10] Q As you sit here now, you are not
 [11] sure she would have referenced any of those; is
 [12] that correct?
 [13] A I don't recall.
 [14] Q Specifically from the press?
 [15] A I don't recall.
 [16] Q At the time you concluded your
 [17] interview with Ms. Lewinsky, but prior to sending
 [18] her over to Human Resources, had you concluded in
 [19] your own mind whether you thought she would be a
 [20] good hire or whether she would not?
 [21] A She was a talented, enthusiastic,
 [22] bright young woman who was very eager. I liked
 [23] that in my department.
 [24] Q So what's the answer to my question?
 [25]

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[1] A Yes. The answer to the question is
 [2] I had not concluded -- well, I had concluded that
 [3] she would be a good fit in the department.
 [4] Q Is it accurate, ma'am, that at the
 [5] conclusion of your interview, your intent was that
 [6] she be hired?
 [7] A Yes.
 [8] Q Now, when you took --
 [9] A Contingent on Jenna's opinion. And
 [10] contingent on Nancy's opinion.
 [11] Q When you took her to Human
 [12] Resources, who did you turn her over to?
 [13] A Jenna Sheldon.
 [14] Q Did you then absent yourself from
 [15] the interview?
 [16] A Yes.
 [17] Q What, if anything, would be the next
 [18] information or contact or anything you had related
 [19] to Monica Lewinsky?
 [20] A I believe I spoke to Nancy first,
 [21] who told me that Monica was very impressive. I
 [22] told you that.
 [23] Jenna called me and told me she was
 [24] very impressed, and I'm sorry if I don't recall
 [25]

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[1] the exact order. I know I had these phone calls.
 [2] I don't remember what the exact order is.
 [3] And I know I called Jaymie and told
 [4] him I thought she was great.
 [5] Q So when you spoke to Ms. Risdon, she
 [6] indicated that she didn't believe there was an
 [7] opening under her that Ms. Lewinsky could fit,
 [8] correct?
 [9] A Yes. She felt that she would be
 [10] right for the department, but not senior enough
 [11] for what Nancy was looking for.
 [12] Q Did Jenna or Ms. Sheldon -- is that
 [13] her last name, Jenna Sheldon?
 [14] A Yes.
 [15] Q Did Ms. Sheldon indicate to you
 [16] after she spoke with Ms. Lewinsky whether she
 [17] believed that Ms. Lewinsky was the right fit for
 [18] any of the openings that she was aware of?
 [19] A Jenna told me that she thought that
 [20] she was, and I don't remember exactly, I know
 [21] Jenna indicated that she thought she was great and
 [22] would be good in the department.
 [23] Q Did you discuss any particular
 [24] openings with her?
 [25]

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[1] A Yes. And, again, I don't recall
 [2] exactly how the conversation went, but we
 [3] discussed that she would be right to start in the
 [4] marketing public relations part of the department
 [5] and see if she worked out there.
 [6] I think we talked about that in that
 [7] conversation, I'm pretty sure we must have
 [8] discussed it at some time with an administrator
 [9] there.
 [10] Q This would not be the position for
 [11] which there was an existing opening for marketing
 [12] public relations, correct?
 [13] A No. We did need more beauty fashion
 [14] experience for that.
 [15] Q This would be an area where there
 [16] wasn't an opening, but you felt there would be a
 [17] need and someone could be used, correct?
 [18] A It was a great opportunity, yes.
 [19] Q Great opportunity for her?
 [20] A For us.
 [21] Q For the company.
 [22] Why was it a great opportunity for
 [23] the company to get Monica Lewinsky in that
 [24] position?
 [25]

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[1] A She was a bright young woman and we
 [2] needed the help.
 [3] Q What, if anything, would be the next
 [4] step that you recall in the progression of the
 [5] Monica Lewinsky hiring process?
 [6] A I hope I'm getting this right,
 [7] because it was a while ago, so I'm trying
 [8] desperately to give you the correct order, to the
 [9] best of my memory.
 [10] I know I had a conversation with
 [11] Jaymie and my boss to tell them we were bringing
 [12] somebody on. I told my boss I thought she was
 [13] bright, a brief conversation, which was -- and
 [14] then I believe, and I don't remember if it was
 [15] Friday or if it was Monday, I know that those were
 [16] the days, correct, I believe they were.
 [17] Q Yes. I mean, if we assume that it
 [18] happened in January, January 9th was a Friday,
 [19] which means that you would have interviewed her on
 [20] a Friday?
 [21] A I know I interviewed her on a
 [22] Friday.
 [23] Then I believe I called Monica to
 [24] tell her, after I thought, after Jenna and I --
 [25]

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[1] you know what, I don't remember the exact order.
 [2] I know I also spoke to Monica to tell her I
 [3] thought she would be a good fit in the department.
 [4] Q So while you are not exactly sure of
 [5] the order, I assume it would have been after you
 [6] spoke to Nancy Risdon and Jenna Sheldon, correct?
 [7] A Yes.
 [8] Q Is it accurate it would have been
 [9] either within the same day or within a day or two
 [10] after day Ms. Lewinsky had been in the office
 [11] interviewing that you would have called and told
 [12] her --
 [13] A Yes.
 [14] Q -- that she would be good for the
 [15] department?
 [16] A Yes.
 [17] Q Why don't you tell us as best you
 [18] can, walk us through that conversation.
 [19] A I told her I thought she would be a
 [20] good fit in the department, and I told her that
 [21] Jenna would be calling her.
 [22] That is the way we do things.
 [23] Q Did you talk at all with Ms.
 [24] Lewinsky about what position you thought she would
 [25]

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[1] be getting?
 [2] A If I recall correctly, I believe
 [3] that I told her we would start her in the beauty
 [4] fashion area and that we would start her in the
 [5] beauty fashion area.
 [6] Q So other than saying the beauty
 [7] fashion area, did you say you are going to be the,
 [8] and give her the name of a position?
 [9] A I don't remember. It's usually,
 [10] that's usually, those are usually specifics that
 [11] HR works out.
 [12] So it's possible that I didn't give
 [13] her a title. I don't remember.
 [14] Q Did you discuss salary at all with
 [15] Ms. Lewinsky in that conversation?
 [16] A I don't think so. I don't recall.
 [17] Again, that is something Jenna would talk to her
 [18] about.
 [19] Q Did you ever speak about salary with
 [20] Ms. Lewinsky?
 [21] A Yes.
 [22] Q So how many different conversations?
 [23] A During the interview -- I'm sorry, I
 [24] didn't speak about her salary. I asked her what
 [25]

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[1] she was hoping to make when we were interviewing.
 [2] Q This is back when you were in person
 [3] with her, at the interview on the 9th?
 [4] A Yes.
 [5] Q Tell us about the discussion about
 [6] salary.
 [7] A Again, I don't remember the details,
 [8] but many of the, I know I asked her what she hoped
 [9] to make and she told me that she hoped to make
 [10] \$65,000.
 [11] And I believe -- that's what I'm
 [12] sure of. I believe she told me that she was
 [13] making around 50 or 55 with her overtime, that she
 [14] was currently making 50 or 55 with overtime.
 [15] Q And so what, if anything, did you
 [16] tell her you thought you guys would pay her?
 [17] A I don't know if I was specific. I
 [18] know I told her that was steep.
 [19] Q Any other discussion about -- let's
 [20] back up a second.
 [21] What, if any, reaction did Ms.
 [22] Lewinsky have when you told her you thought that
 [23] was steep?
 [24] A Again, this was a while ago, but I
 [25]

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[1] don't think that she was disturbed by it. She
 [2] said she was moving to New York and she knew it
 [3] would be more expensive in New York.
 [4] Q Now, let's go to the phone call that
 [5] you had with her after the interview.
 [6] How many phone calls did you have
 [7] with her?
 [8] A I think I only had one.
 [9] Q When you told Ms. Lewinsky that you
 [10] thought she would be good in the department and
 [11] that you would refer her to Ms. Sheldon again to
 [12] kind of follow up the process, is that correct?
 [13] A To the best of my recollection.
 [14] Q What was her reaction, Ms. Lewinsky?
 [15] A She was very excited.
 [16] Q What, if anything, did she tell you?
 [17] A I don't remember specifically, but I
 [18] remember she as very excited.
 [19] Q Did she tell you that she was, in
 [20] fact, going to accept whatever job there was?
 [21] A I don't remember. I normally don't
 [22] get into details with very junior people when they
 [23] are coming in. I normally let HR handle that.
 [24] Q Why is that?
 [25]

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[1] A Because that's what they do for a
 [2] living.
 [3] Q By HR, you mean Human Resources?
 [4] A Human Resources. Jenna.
 [5] Q You said that's what they do for a
 [6] living?
 [7] A For a living.
 [8] Q Meaning that Human Resources
 [9] normally deals with the lower level employees?
 [10] A Meaning that Human Resources
 [11] normally deals with salary negotiations and offers
 [12] and all the details of that.
 [13] Q Ma'am, you were interviewed by a
 [14] couple of FBI agents back in January of this year,
 [15] correct?
 [16] A Correct.
 [17] Q And you do recall talking to those
 [18] guys, right?
 [19] A I sure do.
 [20] Q Is it true, ma'am, that when you
 [21] spoke to them you told them that when you spoke to
 [22] Mr. Duman that Mr. Duman asked you if you could
 [23] see if you could find a place for Ms. Lewinsky in
 [24] the Arts Department?
 [25]

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[1] A Yes, that's true.
 [2] Q Accurate?
 [3] A Yes.
 [4] Q Mr. Duman did, in fact, tell you
 [5] that?
 [6] A He said to interview somebody and
 [7] asked me to see if there was a place. I don't
 [8] remember the exact quote but, yes, that is
 [9] correct.
 [10] Q Other than this follow-up phone call
 [11] that you would have had with Ms. Lewinsky, did you
 [12] have any further communication with her at all?
 [13] A I don't think so.
 [14] Q After your either conversation or
 [15] conversations with Ms. Sheldon about what you
 [16] thought of Ms. Lewinsky, what you thought about
 [17] where she would fit, how was it left with Ms.
 [18] Sheldon?
 [19] A To the best of my recollection,
 [20] Jenna was going to make her an offer, sent her an
 [21] offer letter and checked references as well.
 [22] Q Did you discuss references at all
 [23] with Ms. Lewinsky when you met with her?
 [24] A I don't think so.
 [25]

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[1] Q What, if anything else, happened
 [2] next? What was the next thing that you learned or
 [3] heard about Monica Lewinsky after your
 [4] understanding was Ms. Sheldon was going to send
 [5] her an offer, et cetera?
 [6] A I'm doing this to the best of my
 [7] recollection.
 [8] I believe that Jenna told me that
 [9] she had accepted and, again, it was a while ago,
 [10] but to the best of my recollection, I told my
 [11] staff we had a new person coming and then I opened
 [12] up the newspaper.
 [13] Q Obviously, when you told your staff
 [14] you had a new person coming, that was prior to the
 [15] news becoming public --
 [16] A Of course.
 [17] Q -- about the allegations between her
 [18] and the President, correct?
 [19] A Yes. There may have been some phone
 [20] calls in between and I just don't remember. I
 [21] mean, that's to the best of my recollection,
 [22] that's what happened.
 [23] Q Phone calls with whom?
 [24] A I don't know how many times I talked
 [25]

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[1] to Jenna. That's what I am saying.
 [2] Q Meaning about the whole process --
 [3] A Yes.
 [4] Q Let me finish the question.
 [5] -- about the whole process of
 [6] getting Ms. Lewinsky on board, is that what you
 [7] mean?
 [8] A Yes.
 [9] Q Is it accurate though, ma'am, that
 [10] at some point not too long after she interviewed,
 [11] you came to an understanding with Ms. Sheldon that
 [12] a job offer had been made to Ms. Lewinsky and that
 [13] Ms. Lewinsky had accepted?
 [14] A To the best of my recollection. And
 [15] I would love you to check that with Jenna, also.
 [16] To the best of my recollection, yes.
 [17] Q But you do recall telling people in
 [18] your department --
 [19] A Yes.
 [20] Q Let me finish the question.
 [21] You do recall telling the people in
 [22] your department that a new person was going to be
 [23] starting, correct?
 [24] A Yes.
 [25]

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[1] Q When you said that to your
 [2] department, the new person you were referring to
 [3] was Monica Lewinsky?
 [4] A Yes.
 [5] Q You wouldn't have done that unless
 [6] you knew that an offer had been made and she had
 [7] accepted, correct?
 [8] A You are absolutely right.
 [9] Q Is it also accurate, ma'am, that at
 [10] the time that you told that to your department,
 [11] you had in mind a rough starting date for Ms.
 [12] Lewinsky?
 [13] A I believe that would be correct, but
 [14] I don't -- yes. I probably did.
 [15] Q And the starting date was not that
 [16] far in the future, correct?
 [17] A Correct.
 [18] Q Talking a matter of a couple of
 [19] weeks?
 [20] A You know, I don't remember the exact
 [21] date, but yes. I can get back to you with that.
 [22] But, yes. I would not have, unless she had
 [23] accepted, I would not have told my staff.
 [24] Q And you knew there was a starting
 [25]

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[1] date that was coming up?
 [2] A Right.
 [3] Q When you spoke with Ms. Lewinsky,
 [4] did you talk with her at all when you spoke to her
 [5] in person about the time issue, when she was
 [6] looking to start, how quickly she could start,
 [7] when you would be looking to use her?
 [8] A I don't remember. It's something
 [9] that I would normally discuss in interviewing.
 [10] Q You are assuming you did, but you
 [11] have no recollection?
 [12] A I can't remember. I really can't.
 [13] I don't remember. I probably would, but I don't
 [14] remember.
 [15] Q After this series of conversations
 [16] or whatever it was with Ms. Sheldon and you knew
 [17] that Ms. Lewinsky was going to start, you informed
 [18] your department of that, what would be the next
 [19] thing that happened in the sequence of calls in
 [20] the Monica Lewinsky setting?
 [21] A I don't know where Jenna's offer,
 [22] let's say, fits into this and where the references
 [23] fit into that, but that was, you know, Jenna will
 [24] have to fill in the blanks on that, but that was
 [25]

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[1] it.
 [2] What would be the next thing after
 [3] that? We planned to have Monica Lewinsky come.
 [4] Q And then what happened?
 [5] A And then I received a phone call
 [6] from somebody in my department. I was at an event
 [7] in Aspen and I received a phone call from somebody
 [8] in my department.
 [9] Q Who was that?
 [10] A Jadzia, J-a-d-z-i-a, Zielinski,
 [11] Z-i-e-l-i-n-s-k-i.
 [12] Q What did Ms. Zielinski say?
 [13] A She told me to open up the
 [14] newspaper. And she read me, I believe she read me
 [15] USA Today.
 [16] Q What did she read you; what did she
 [17] in substance tell you?
 [18] A She basically said this is the woman
 [19] that we are bringing into our department.
 [20] You know, I wasn't even focusing,
 [21] because I had been at this retreat in Aspen. I
 [22] said I will be home later. And we -- I was on my
 [23] way home anyway, so.
 [24] Q Is it accurate that what she told
 [25]

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[1] you was. she read you these allegations that
 [2] something was going on -
 [3] A Right.
 [4] Q - between Ms. Lewinsky and the
 [5] President?
 [6] A Yes.
 [7] Q Did she indicate to you that Vernon
 [8] Jordan was referenced in the article?
 [9] A Yes, she did.
 [10] Q Did she say to you that there was a
 [11] reference in the article that Mr. Jordan might
 [12] have helped her get a job as part of something to
 [13] do with this whole allegation?
 [14] A I don't know if she stated that or
 [15] if I read it. because I then went out and bought
 [16] the morning papers.
 [17] Q And then upon your coming back to
 [18] New York, did you participate in any meetings that
 [19] dealt what we will call the Monica Lewinsky issue?
 [20] A Yes.
 [21] Q Who was present at these meetings?
 [22] A Charlie Stillman, and then your
 [23] guys.
 [24] Q What do you mean "your guys"?
 [25]

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[1] A The people that I met with.
 [2] Q You mean the FBI agents?
 [3] A Yes.
 [4] Q But prior to the FBI agents coming
 [5] out and interviewing you, did you have any
 [6] internal meetings at the office about Monica
 [7] Lewinsky?
 [8] A Yes. I had an internal meeting to
 [9] explain to my staff what was going on, to the best
 [10] of - I mean, what was going on in the press,
 [11] because we are a public relations department, and
 [12] how to handle press calls.
 [13] Q What was the decision about how to
 [14] handle the matter?
 [15] A That because we were directly
 [16] involved, that we would work with MacAndrews &
 [17] Forbes public affairs and Robinson Lehr to handle
 [18] all the press calls.
 [19] Q Was any action taken in regard to
 [20] the status of Ms. Lewinsky's at least then pending
 [21] beginning work at Revlon?
 [22] A Yes. We put the job offer on hold.
 [23] Q I knew that from our press statement.
 [24] Q Were you involved in any of the
 [25]

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[1] meetings where any decision was made as to whether
 [2] or not to allow her to come on board or whether to
 [3] put a hold on it?
 [4] A No.
 [5] Q Did you have any degree of, any
 [6] involvement with that?
 [7] A It would have simply been relaying
 [8] information from the department after learning
 [9] from other people within Revlon or MacAndrews &
 [10] Forbes.
 [11] Q About what decision had been made.
 [12] A Yes. I read the press statement in
 [13] case we needed to use it. That's really where I
 [14] learned it.
 [15] Q But you weren't involved in the
 [16] decision?
 [17] A No.
 [18] Q Anything else beyond that in terms
 [19] of any involvement with Ms. Lewinsky?
 [20] A No.
 [21] Q Have you had any contact with Ms.
 [22] Lewinsky, either directly or indirectly, through
 [23] her counsel or anyone else since your call which
 [24] would have been telling her you thought she would
 [25]

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[1] fit in the department?
 [2] A I don't think so, no.
 [3] Q Let's take a different date.
 [4] Have you had any contact with Ms.
 [5] Lewinsky or any representatives of hers since news
 [6] broke about the allegations?
 [7] A No.
 [8] Q Have you had any contact with Vernon
 [9] Jordan or anyone that you believe was a
 [10] representative of his about this matter?
 [11] A No.
 [12] Q And, similarly, have you had phone
 [13] contact with anyone who you know to be
 [14] representing or talking to you on behalf of
 [15] President Clinton about this matter?
 [16] A No.
 [17] Q Let me take a second and check my
 [18] notes. I think we are about done.
 [19] A Right.
 [20] Q I am looking at notes, ma'am, of
 [21] when you were interviewed by the agents, and keep
 [22] in mind these are their notes, they could be
 [23] inaccurate. I want to make sure you are aware of
 [24] that.
 [25]

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[1] The notes indicate that Ms. Sheldon
 [2] indicated to you that Ms. Lewinsky would start on
 [3] January 26, 1998.
 [4] Does that sound accurate to you?
 [5] A It does sound accurate, yes. It
 [6] does sound accurate.
 [7] Q So you believe that that is
 [8] something you would have told the agents when you
 [9] spoke with them?
 [10] A Yes.
 [11] Q And you believe that that was
 [12] accurate information?
 [13] A To the best of my recollection.
 [14] MR. BIENERT: I think that's
 [15] all I have.
 [16] MR. BINHAK: Nothing.
 [17] Thank you for your time.
 [18] (Whereupon, at 11:25 o'clock
 [19] a.m., the deposition was concluded.)
 [20]
 [21]
 [22]
 [23]
 [24]
 [25]

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[1] CERTIFICATE
 [2] STATE OF NEW YORK)
 [3]) ss.
 [4] COUNTY OF NEW YORK)
 [5]
 [6] I, ANNETTE FORBES, a Certified
 [7] Shorthand (Stenotype) Reporter and
 [8] Notary Public of the State of New
 [9] York, do hereby certify that the
 [10] foregoing Deposition, of the witness,
 [11] ALLYN SEIDMAN, taken at the time and
 [12] place aforesaid, is a true and correct
 [13] transcription of my shorthand notes.
 [14] I further certify that I am
 [15] neither counsel for nor related to any
 [16] party to said action, nor in any wise
 [17] interested in the result or outcome
 [18] thereof.
 [19] IN WITNESS WHEREOF, I have
 [20] hereunto set my hand this 29th day of
 [21] April, 1998.
 [22]
 [23] ANNETTE FORBES, CSR, RPR
 [24]
 [25]

- 1 -

OFFICE OF THE INDEPENDENT COUNSEL

2/24/98

Date of transcription

BILLIE B. SHADDIX, white male, born [REDACTED], Social Security Account Number [REDACTED], home address [REDACTED], home telephone number [REDACTED], was interviewed in the Office of the Independent Counsel, 1001 Pennsylvania Avenue, N.W., Suite 490 North, in the presence of his Attorney, D.E. WILSON, JR. of the law firm of Shook, Hardy & Bacon, Market Square West, 801 Pennsylvania Avenue, N.W., Washington, D.C. 20004, telephone number 202-783-8400.

After being advised of the personal and official identities of the interviewers and the purpose of the interview, SHADDIX provided the following information:

Until retirement in 1987, SHADDIX was employed as Director, White House Photographic Office, Ground Floor, West Wing, telephone number 202-456-9411. Since retirement SHADDIX has been employed as a consultant for the same White House. SHADDIX works one or two days per week in a predominately administrative capacity that includes writing evaluations on the photographic staff, job descriptions, and purchase justifications. SHADDIX described the function of the White House Photographic Office as being responsible for a comprehensive visual documentation of each President for historical files and posterity.

SHADDIX met MONICA LEWINSKY when LEWINSKY was an intern and would come to the Photographic Office to pick up photographs ordered by the Chief of Staff's Office. After LEWINSKY began working for Legislative Affairs, LEWINSKY continued to periodically come to the Photographic Office to pick up photographs for that Legislative Affairs.

The photographs that LEWINSKY picked up were stock, routine photographs, taken at various functions involving the President. No written request or other paperwork is required for White House staff members to obtain photographs of the President or other group pictures.

SHADDIX recalls LEWINSKY making one request for a specific photograph in which LEWINSKY's brother appears with the President. There may have been other requests for specific

Investigation on 2/23/98 at Washington, D.C. File # 29D-LR-35063

SA [REDACTED]
by CI [REDACTED] Date dictated 2/24/98

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BILLIE B. SHADDIX

2/23/98

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Continuation of OIC-302 of

On

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photographs; however, SHADDIX cannot recall any others at this time.

While LEWINSKY was employed in the White House, SHADDIX did not see LEWINSKY with the President or in the vicinity of the Oval Office. SHADDIX does recall seeing LEWINSKY, on one occasion, in the West Lobby area; however, SHADDIX did not know the purpose for LEWINSKY being there.

SHADDIX has no knowledge of LEWINSKY's specific work assignment or how well LEWINSKY performed her job. SHADDIX has no knowledge of why LEWINSKY left Legislative Affairs, nor has SHADDIX heard any rumors or gossip about LEWINSKY's job performance.

SHADDIX has heard no rumors or gossip about LEWINSKY having an affair with anyone in the White House.

SHADDIX was shown a copy of a WAVE record (Bates stamped V0006-DC-00000007) which lists SHADDIX as the Requestor and Visitee of LEWINSKY on October 24, 1996.

Prior to the interview today, SHADDIX reviewed files of the Photographic Office and determined this visit was to allow LEWINSKY to enter the White House and come to the Photographic Office to look for a specific photograph. SHADDIX recalls this particular visit was requested by an assistant to KEN BACON at the Pentagon. SHADDIX could not recall the name of BACON's assistant. SHADDIX could not recall the subject matter of the photograph for which LEWINSKY was searching, or if LEWINSKY ever found the photograph.

Since LEWINSKY left the Legislative Office, SHADDIX recalls seeing LEWINSKY in the White House approximately five times. SHADDIX has seen LEWINSKY near the Mess and the guard desk in the West Wing, ground floor. SHADDIX has no knowledge of why LEWINSKY was in the White House on these occasions. LEWINSKY was not with anyone at the time SHADDIX saw LEWINSKY.

During this period to time, SHADDIX was working a 6:15am to 3:30pm shift, usually on Monday and Thursday.

SHADDIX has had no contact with anyone regarding this

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BILLIE B. SHADDIX

2/23/98

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Continuation of OIC-302 of

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interview; however, SHADDIX was telephoned recently by SHELLY PETERSON, an Attorney in the White House Counsel's Office, advising his name appeared on WAVE records relating to LEWINSKY and that SHADDIX would probably be contacted by someone from the Office of the Independent Counsel. PETERSON did not suggest to SHADDIX what to say during the interview.

- 1 -

OFFICE OF THE INDEPENDENT COUNSEL

Date of transcription 06/09/98

WILLIAM CLAIR SHEGOGUE, white, male, date of birth [REDACTED], Social Security Account Number [REDACTED], Officer, United States Secret Service (USSS), was interviewed at the Office of the Independent Counsel (OIC), 1001 Pennsylvania Avenue, NW, Washington, DC, 20004. Present for the interview were Associate Independent Counsel (AIC) MICHAEL TRAVERS, AIC MARY ANNE WIRTH and Department of Justice (DOJ) attorneys ANNE WEISMANN and DAVE ANDERSON. SHEGOGUE was interviewed under the terms of an agreement reached between the OIC and DOJ. SHEGOGUE was apprised of the official identities of the interviewers and thereafter provided the following information:

SHEGOGUE has been employed by the USSS since October 2, 1972. SHEGOGUE has held numerous positions in the USSS, including many assignments at the White House. SHEGOGUE worked in the K-9 unit for six years until July of 1997. In July of 1997, SHEGOGUE was assigned to the White House, but held no permanent post until October of 1997 when he was assigned to the [REDACTED] post. In March of 1998, SHEGOGUE was assigned to the Special Operations Division, a position he currently holds.

The only time SHEGOGUE recalls that he may have seen MONICA LEWINSKY was in July or August of 1997, the day before the President left for Martha's Vineyard. SHEGOGUE recalls it being a Saturday, as that is usually his day off.

SHEGOGUE was working at the [REDACTED] post, which is the [REDACTED]. SHEGOGUE was provided two diagrams of the layout of the First Floor of the White House. All of the handwriting on the diagram is SHEGOGUE's. A reduced copy of these diagrams is attached to this FD-302. The original diagrams were placed in an FD-340 along with the Agent's original notes of the interview.

SHEGOGUE advised that between 9 a.m. and 12 noon, he recalls seeing BETTY CURRIE, accompanied by a young woman, coming up the stairs located immediately to SHEGOGUE's right. SHEGOGUE advised that he was friendly with CURRIE and paid more attention to her than to her guest. (SHEGOGUE advised that at the [REDACTED] post, he faced [REDACTED]) SHEGOGUE did not recognize the woman accompanying CURRIE.

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by SA [REDACTED] Date dictated 06/09/98

[REDACTED]

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Continuation of OIC-302 of WILLIAM CLAIR SHEGOGUE . On 06/05/98 . Page 2

SHEGOGUE advised that CURRIE and this woman went behind a door to a hallway which leads to the Oval Office. SHEGOGUE advised that he lost sight of CURRIE and her guest once they got behind the door, and he does not know where they went. SHEGOGUE advised that he had heard earlier in the day that the President had moved from the Residence to the West Wing complex.

SHEGOGUE advised that he got to know CURRIE when SHEGOGUE was assigned to the K-9 unit. CURRIE would often have treats and food for SHEGOGUE's dog. SHEGOGUE advised the dog died last year, and CURRIE expressed her sympathy to SHEGOGUE.

SHEGOGUE advised that CURRIE would usually talk to him whenever they saw each other. On this occasion, CURRIE did not say anything to SHEGOGUE when she and her companion walked past.

SHEGOGUE advised that five minutes later, CURRIE walked past SHEGOGUE by herself. CURRIE crossed the colonnade into the Palm Room. SHEGOGUE does not know where CURRIE went, but advised she could have gone into the Residence, to the parking lot, or she even could have gone into her office. SHEGOGUE advised that it is probable CURRIE went to her car. SHEGOGUE advised it is unlikely CURRIE went back to her office, because the most direct route would have brought her back by SHEGOGUE and SHEGOGUE did not see CURRIE the rest of that day. SHEGOGUE advised that when CURRIE passed him on this occasion, CURRIE said hello.

SHEGOGUE drew arrows on diagram #1, indicating the path CURRIE and her guest took to the hallway leading to the Oval Office, the path CURRIE took to the Palm Room, and the paths CURRIE could have taken after SHEGOGUE lost sight of her near the Palm Room.

Later that same day, SHEGOGUE was having lunch in the D-10 break room when Officer STEVEN PAPE mentioned MONICA LEWINSKY. (SHEGOGUE advised it went against everything he believed in to reveal PAPE's name to investigators.) SHEGOGUE had never heard LEWINSKY's name prior to this occasion. PAPE said that CURRIE came to the Southwest gate and escorted LEWINSKY into the White House.

SHEGOGUE advised that it was unusual for the President's secretary to escort people, but since it was a Saturday, no one else was there to do it. SHEGOGUE advised that he could not swear the woman he saw with CURRIE that day was LEWINSKY. SHEGOGUE next saw LEWINSKY on television.

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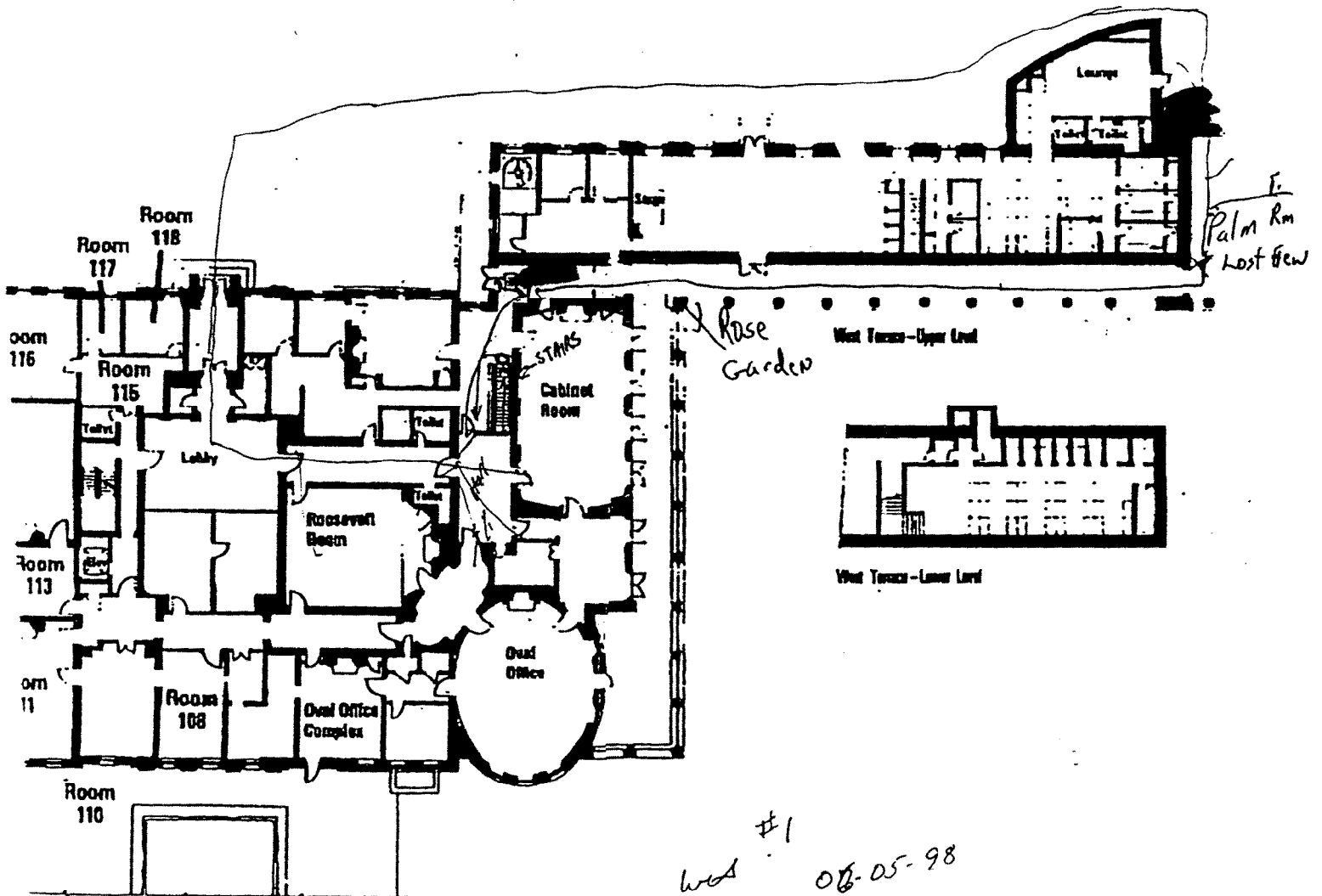
Continuation of OIC-302 of WILLIAM CLAIR SHEGOGUE, On 06/05/98, Page 3

SHEGOGUE advised that he has heard many rumors about LEWINSKY, but he can not recall the details of most. SHEGOGUE recalls one rumor that the President was caught in the Family Theater with LEWINSKY. SHEGOGUE advised that, if the President was in the Family Theater, USSS Agents would not allow anyone to walk in. SHEGOGUE added that the only time an Agent would walk in on the President would be if ICBM's were headed toward the United States or if someone jumped the White House fence.

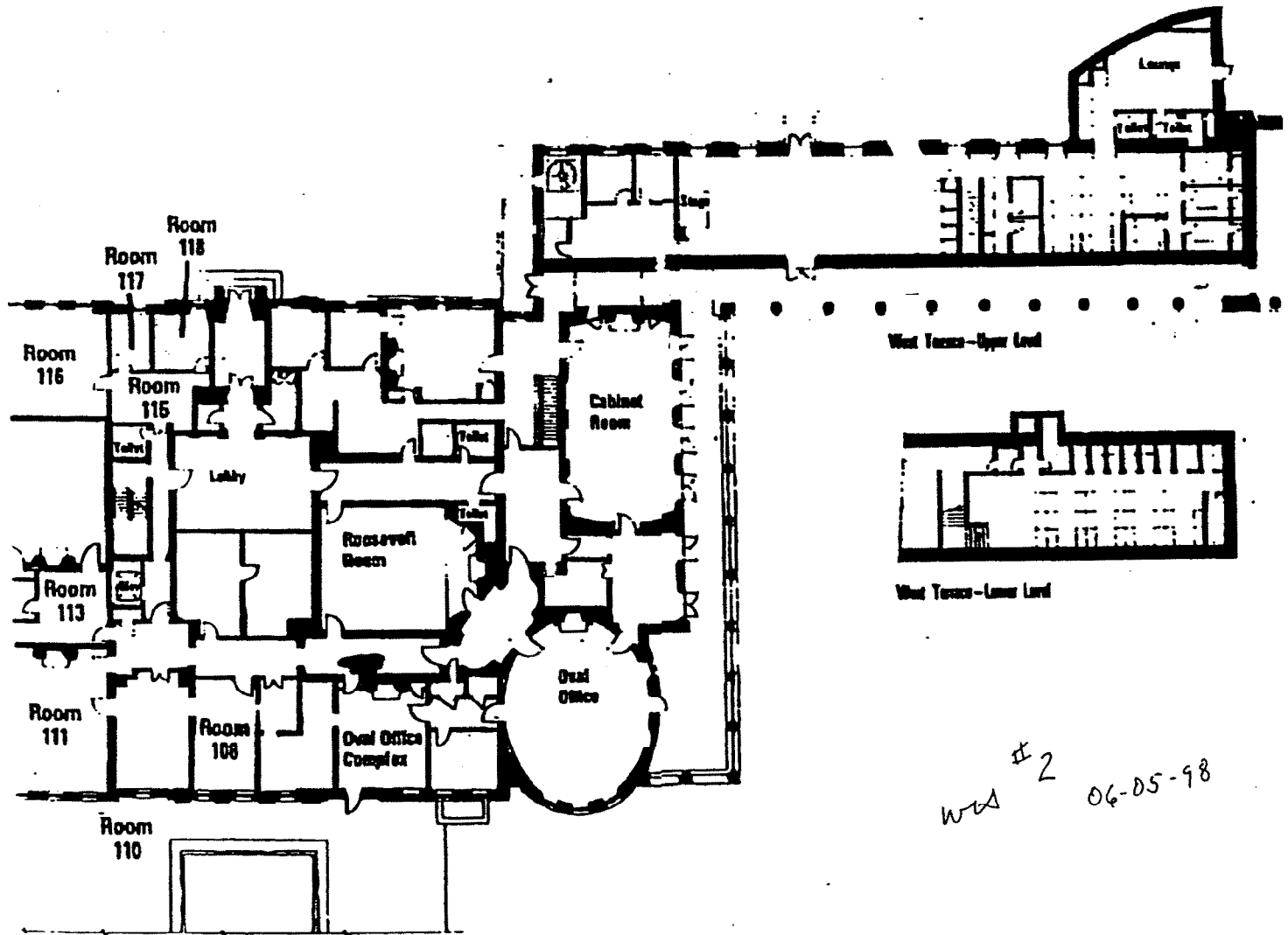
SHEGOGUE advised that he does not know the true story regarding LEW FOX. SHEGOGUE advised that, if the President was in the Oval Office, the Uniformed Division officer would be located at the post [REDACTED], which SHEGOGUE believes to be the [REDACTED] post. SHEGOGUE advised he found it extremely hard to believe that FOX would usher anyone into the Oval Office. SHEGOGUE advised he never saw it happen. SHEGOGUE advised it could happen, although it did not typically.

SHEGOGUE knows FOX as the two would see each other at the White House. SHEGOGUE is not friends with FOX and he has never heard anything negative about FOX.

SHEGOGUE marked on diagram #2 as to where he assumed FOX was stationed when FOX saw what he is reported to have seen.



First Floor



West Terrace - Upper Level



West Terrace - Lower Level

W-2 06-05-98

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

IN RE:

GRAND JURY PROCEEDINGS

Grand Jury Room No. 3
United States District Court
for the District of Columbia
3rd & Constitution, N.W.
Washington, D.C.

Tuesday, August 4, 1998

The testimony of WILLIAM CLAIR SHEGOGUE was taken
in the presence of a full quorum of Grand Jury 97-2,
impaneled on September 19, 1998, commencing at 9:50 a.m.,
before:

JACKIE M. BENNETT, JR.
Deputy Independent Counsel

MARY ANNE WIRTH
EDWARD PAGE
JAY APPERSON
BRETT KAVANAUGH
JOSEPH DITKOFF
Associate Independent Counsel
Office of Independent Counsel
1001 Pennsylvania Avenue, N.W.
Suite 490 North
Washington, D.C. 20004

1 Whereupon,

2 WILLIAM CLAIR SHEGOGUE

3 was called as a witness and, having been first duly sworn by
4 the Foreperson of the Grand Jury, was examined and testified
5 as follows:

6 EXAMINATION

7 MR. PAGE: All right. We are present with a quorum
8 and no unauthorized persons?

9 THE FOREPERSON: That's correct.

10 THE DEPUTY FOREPERSON: Excuse me. Could we wait
11 till we give these out?

12 MR. PAGE: Yes.

13 (The Deputy Foreperson passes out documents.)

14 THE FOREPERSON: Okay. We're ready.

15 BY MR. PAGE:

16 Q Would you tell us your full name, please, and spell
17 your last name.

18 A Okay. Full name is William Clair Shogogue, last
19 name spelled S-h-e-g-o-g-u-e.

20 Q And your placement of employment?

21 A I'm employed by the United States Secret Service,
22 part of the White House Division.

23 Q Are you an officer?

24 A I'm an officer of the Secret Service Uniform

C O N T E N T S

GRAND JURY EXHIBITS:

Page

WS-1 Map of West Wing of White House

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WITNESS:

William Clair Shogogue

3

1 Division.

2 Q Officer Shogogue, my name is Ed Page. I work for
3 the Independent Counsel's Office, and to my left is Mary Anne
4 Wirth, who I believe you've met before, correct?

5 A Correct.

6 Q In front of you to your left is the court reporter
7 who is taking down everything that is said today, so that an
8 official record can be made of what is in fact said here
9 today. Do you understand that?

10 A I understand.

11 Q Beyond the lawyers present and the court reporter
12 are the members of the grand jury hearing this matter. Do
13 you understand that?

14 A Yes, I do.

15 Q Before I ask questions of you and before Mary Anne
16 Wirth, my colleague, asks questions of you, I'd like to
17 explain some things to you, all right?

18 A Okay.

19 Q First of all, do you understand that all matters
20 occurring before this grand jury are secret under law?

21 A Yes, I do.

22 Q Do you understand that neither the attorneys, the
23 grand jury or the court reporter can disclose what you say
24 here today unless a court orders it disclosed or some
25 exception is made?

Page 5	Page 7
<p>1 A I understand that.</p> <p>2 Q Do you understand that even absent a court order.</p> <p>3 however, you have the ability after you make your appearance</p> <p>4 here today to tell others about what you have said during</p> <p>5 this grand jury session?</p> <p>6 A I'm aware of that also.</p> <p>7 Q Do you understand that under the law you have</p> <p>8 certain rights when you appear in front of a federal grand</p> <p>9 jury?</p> <p>10 A Yes.</p> <p>11 Q I'd like to review them with you at this time make</p> <p>12 sure that you do know what they are and that you understand</p> <p>13 them.</p> <p>14 A Okay.</p> <p>15 Q First, I want to advise you, and I represent to</p> <p>16 you, that this federal grand jury is conducting an</p> <p>17 investigation of possible violations of federal criminal laws</p> <p>18 involving whether Monica Lewinsky or other suborned perjury,</p> <p>19 obstructed justice, intimidated witnesses or otherwise</p> <p>20 violated federal law other than a Class B or C misdemeanor or</p> <p>21 infraction in dealing with witnesses, potential witnesses,</p> <p>22 attorneys or others concerning the civil case Jones v.</p> <p>23 Clinton.</p> <p>24 A I understand.</p> <p>25 Q You may refuse to answer under the Fifth Amendment</p>	<p>1 federal crime and who is a -- what's called a putative</p> <p>2 defendant, or someone that the grand jury intends or is</p> <p>3 considering indicting.</p> <p>4 I represent to you that you are not a target and</p> <p>5 that you fall into a different class of grand jury witness,</p> <p>6 and that is the class entitled or called subject. Within</p> <p>7 that class of grand jury witnesses there are a wide array or</p> <p>8 expanse of people that fit in that. For example, a bank</p> <p>9 teller who may have seen the commission of a bank robbery may</p> <p>10 be at some times called a subject, meaning that their conduct</p> <p>11 is within the scope of the grand jury's investigation,</p> <p>12 because there may be evidence that the teller is involved in</p> <p>13 helping the robbery occur. Do you understand?</p> <p>14 A Correct. Yes; I understand.</p> <p>15 Q On the other hand at the other end of the spectrum,</p> <p>16 the bank teller who had no involvement other than the fact</p> <p>17 that the bank teller was robbed is also considered a subject</p> <p>18 within this broad definition even though no one suspects that</p> <p>19 the teller was involved. All they believe is that the teller</p> <p>20 was a fact witness.</p> <p>21 I represent to you that you are, as we stand here</p> <p>22 now, a fact witness.</p> <p>23 A I understand.</p> <p>24 Q Do you understand?</p> <p>25 A Yes, sir.</p>
Page 6	Page 8
<p>1 any question if a truthful answer to the question would tend</p> <p>2 to incriminate you. Do you understand that?</p> <p>3 A I understand. Yes.</p> <p>4 Q Do you understand further that anything you do say</p> <p>5 may be used against you by the grand jury or in a subsequent</p> <p>6 legal proceeding?</p> <p>7 A I understand that.</p> <p>8 Q Do you understand further that if you have a</p> <p>9 lawyer, the grand jury will permit you a reasonable</p> <p>10 opportunity to step outside the grand jury room to consult</p> <p>11 with that lawyer if you want to?</p> <p>12 A I'm aware of that, yes.</p> <p>13 Q Do you have a lawyer present?</p> <p>14 A Yes, I do.</p> <p>15 Q Would you tell us his name?</p> <p>16 A Matt Dates.</p> <p>17 Q Do you understand that you can step out, as I've</p> <p>18 just mentioned, and speak with him at any time during the</p> <p>19 questioning today?</p> <p>20 A Yes; I'm aware of that.</p> <p>21 Q Do you understand, and I represent to you, that</p> <p>22 there are two kinds of witnesses who appear before the grand</p> <p>23 jury? One is a target; one is a subject.</p> <p>24 A target is a person that the grand jury has</p> <p>25 substantial evidence linking them to the commission of a</p>	<p>1 Q That you, because of things that you did in the</p> <p>2 past, where you worked, things you saw and heard may have</p> <p>3 relevant information to this grand jury's inquiry.</p> <p>4 A I understand.</p> <p>5 Q All right. You took an oath a few minutes ago, and</p> <p>6 I want to spend a couple of minutes there or less. Number</p> <p>7 one, do you understand that you're obligated to tell the</p> <p>8 truth here, and that means the full truth, the candid truth,</p> <p>9 and that you could be prosecuted for perjury or obstruction</p> <p>10 of justice if you chose not to give the full or candid truth?</p> <p>11 A I understand.</p> <p>12 Q Do you understand further that you can't say, and</p> <p>13 it would be a violation of your oath to tell the truth, that</p> <p>14 you don't remember something when in actuality you do?</p> <p>15 A I understand that.</p> <p>16 Q And do you understand, finally, that you can't give</p> <p>17 otherwise misleading answers when your intent or goal is to</p> <p>18 mislead the grand jury or others?</p> <p>19 A I understand.</p> <p>20 Q Do you have any other questions of us before Mary</p> <p>21 Anne Wirth starts with your questions?</p> <p>22 A No, I don't.</p> <p>23 Q Thank you.</p> <p>24 A You're welcome.</p> <p>25 BY MS. WIRTH:</p>

Page 9

1 Q Okay. Officer, you are employed by the Secret
2 Service, correct?
3 A That is correct.
4 Q And you've been so employed since 1972?
5 A That is also correct.
6 Q And for six years, until July 1997, you worked in
7 the K-9 Unit; is that right?
8 A The last six years prior to coming back to the
9 White House, yes.
10 Q Okay. When did you come back to the White House?
11 A I came back -- reassigned in July of last year,
12 1997.
13 Q Okay. Can you tell the grand jury what the K-9
14 Unit is briefly?
15 A In our K-9 Unit we have bomb dogs. They detect
16 explosives. There are also or at least were at one time also
17 trained in protection work of the handler, and if we felt it
18 necessary, we could also send them on an attack of a fleeing
19 subject involved in a felony.
20 Q Okay. You told us that in July of 1997 you were
21 assigned to the White House, correct?
22 A That's correct.
23 Q And throughout your career, you have previously
24 been assigned to the White House at times; is that true?
25 A That's also correct.

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1 Q Now, in October of 1997, you were assigned to the
2 D4 post; is that right?
3 A That's correct.
4 Q And can you tell the grand jury what that is, that
5 post?
6 A D4 post is a post that's located on the southwest
7 corner of the Old Executive Office Building. It's an exit --
8 vehicular exit post and pedestrian -- I don't want to use the
9 word pedestrian, because we just don't have pedestrians in
10 there. It's a exit for staff also.
11 Q Okay. Now, in March of 1998, you were assigned to
12 the Special Operations Division; is that right?
13 A That's correct.
14 Q And do you currently hold that position?
15 A I do.
16 Q And what is, briefly, Special Operations Division?
17 A Special Operations Division handles all tours of
18 the White House, both public and guided tours. We also are
19 involved in all of the social events that occur at the White
20 House, and any other event that may occur that requires
21 checking people into the house, and also standing in various
22 positions throughout the house in security function.
23 Q Now, can you recall a time when you may have seen
24 Monica Lewinsky?
25 A Yes, I can.

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1 Q Okay. Can you tell the grand jury when that was?
2 A To the best of my recollection, it was sometime in
3 August 1997.
4 Q And was there a particular event that was about to
5 happen at the White House that you connect with seeing her?
6 A Yes, I do. It was the date -- first off, it was my
7 day off which was Saturday, I can remember. It was also the
8 day before the First Family was going to Martha's Vineyard.
9 Q And what post were you working that day?
10 A I was working what we call [REDACTED].
11 Q And tell the grand jury what [REDACTED] is.
12 A [REDACTED] is a post located -- if you have the maps, it's
13 located [REDACTED]. It's basically
14 [REDACTED]. They could come
15 through the [REDACTED]. They would have to go past my
16 post to go to what they call the [REDACTED]. There
17 they would go in and see basically the [REDACTED]
18 [REDACTED]. That is a control post for that
19 purpose of making sure those that go into the [REDACTED]
20 [REDACTED] are authorized.
21 (Grand Jury Exhibit WS-1 was
22 marked for identification.)
23 Q Okay. I'm going show you what's been marked as
24 Grand Jury Exhibit WS-1, your initials, okay?
25 A Yes.

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1 Q And I'm handing you a blue pen. Does this map look
2 like the West Wing?
3 A Yes.
4 Q Okay. Can you mark with [REDACTED] the spot where the [REDACTED]
5 post is.
6 A With an "X?"
7 Q You can write [REDACTED] where --
8 A Wait a minute -- I guess if I can follow the map
9 here (marks document.)
10 Q Okay. And I'm going to direct your attention to a
11 set of what appear to be stairs.
12 A That's correct.
13 Q And you and I have talked previously, right?
14 A Correct.
15 Q And part of the story that you're going to tell
16 concerns those stairs; is that correct?
17 A That's correct.
18 Q And looking at that, does that refresh your memory
19 as to where [REDACTED] is?
20 A Uh-oh. I guess it does. Your map is a little
21 extended out there. Let's put [REDACTED] where it really belongs,
22 right here (marking document). I was wondering where that
23 wall came from.
24 Q Can you cross that out?
25 A I will cross that out.

1 Q And just put your initials over there.
 2 A Sorry about that.
 3 Q And could you --
 4 A I don't normally look at this map.
 5 Q That's all right. That's no problem.
 6 A Okay.
 7 Q Just take this red pen and circle in red where you
 8 did put AERIE and where you know [REDACTED] to be.
 9 A (Marking document.) All right.
 10 Q Now, when you're sitting at the [REDACTED] post --
 11 actually, I just asked you a question in my question.
 12 A What?
 13 Q Do you sit at [REDACTED]?
 14 A I have sat at [REDACTED], yes.
 15 Q And the day we're going to talk about, were you
 16 sitting?
 17 A I was.
 18 Q And what direction were you facing?
 19 A I would be facing [REDACTED], out towards the [REDACTED]
 20 [REDACTED] and basically the [REDACTED].
 21 Q All right. Now, did there come a time that day --
 22 well, let me take that back for a minute. Do you remember
 23 what your shift was that day, what hours you were working?
 24 A I was working the day work shift, 0630 to
 25 approximately 1445.

1 Q Which is 2:45 in the afternoon?
 2 A That's correct, 2:45 p.m.
 3 Q Did there come a time that day when you saw some --
 4 A JUROR: I'm sorry, Mary Anne --
 5 MS. WIRTH: Yes.
 6 A JUROR: Can you tell us where [REDACTED] is please?
 7 MS. WIRTH: Sure. I'll just take this, excuse me.
 8 THE WITNESS: Sure.
 9 (Ms. Wirth displays the map to the jurors.)
 10 BY MS. WIRTH:
 11 Q Okay. So did there come a time that day when you
 12 saw something or saw someone or persons?
 13 A Yes.
 14 Q Do you remember approximately what time that was,
 15 if you know?
 16 A Approximately -- I'm sorry I can't narrow it down,
 17 it wasn't just a normal happening in the West Wing. I would
 18 say it was probably somewhere between 9:00 maybe 10:00 in the
 19 morning to prior to noon, somewhere in that area.
 20 Q And what did you see?
 21 A I saw the President's press secretary -- not press
 22 secretary -- I've got press on my mind -- the President's
 23 secretary, Betty Currie, coming up the stairs, at that time
 24 to my right where I was sitting, with a young lady.
 25 Q Okay. And was there anything about that person,

1 the young lady, that you could describe in terms of her
 2 appearance?
 3 A The best that I remember, I had never seen that
 4 lady prior to this time. I could say that she had dark,
 5 black type hair.
 6 Q Okay. Now, you said that you saw them coming up
 7 stairs?
 8 A Coming up the stairs, yes.
 9 Q Okay. Could you take this blue pen and just circle
 10 the stairs that you mean.
 11 A (Marking document.)
 12 Q Okay. Let me see where we're talking about here.
 13 Okay. Now, were they together?
 14 A Yes, they were.
 15 Q And do you know Betty Currie?
 16 A Yes, I do.
 17 Q Can you just tell the grand jury -- briefly
 18 describe your relationship with her.
 19 A I would say our relationship is very cordial. When
 20 I was in our K-9 Unit, we would search all vehicles coming on
 21 to West Executive Avenue. Her vehicle was one of many coming
 22 on the avenue. I will say to Betty's attributes, she is
 23 probably one of the friendliest staff members and also a
 24 great dog lover. And she had a tendency to spend a little
 25 extra time talking to the dog, not always to us but at least

1 to the dog, and she also loved to give the dogs a treat. And
 2 any time she came by, you can believe all the dogs knew she
 3 was there, and they were always up at her window waiting for
 4 the treat. And that just fostered a friendship amongst us,
 5 and again very cordial.
 6 Q Now, is there something that had happened with
 7 respect to your dog at or about this time?
 8 A Yeah.
 9 Q I'm sorry to --
 10 A Yeah. They had retired my dog in June, late June,
 11 because of a leg problem that he had. He was injured in
 12 training. I don't know if you need all this story --
 13 Q No, it --
 14 A -- but I'm going to tell it. He was injured in
 15 training prior to me ever getting him. He tore some
 16 ligaments in his right rear leg, and that was basically how I
 17 got back into our K-9 program. Our job is not necessarily
 18 one to -- once your job goes, you basically go as far as K-9
 19 is concerned, you still stay in the uniform division.
 20 Because he was injured, because I had been in K-9 before and
 21 in our K-9 Unit before, they needed a handler they felt that
 22 could kind of bring him along. So -- mm -- certain things
 23 you try not to bring up to close, a little difficult.
 24 Anyways, so I spent six years with my dog, Barry, and like I
 25 said, his leg got to a point where he could -- they felt he

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1 could no longer perform adequately at his job. So, anyway,
2 they retired him, and I went on a brief vacation, came back,
3 and unfortunately the day after I came back, he had a heart
4 attack.

5 Q And that was very close in time to this incident;
6 is that correct?

7 A That's correct, within I would say a month.

8 (Whereupon, Jackie M. Bennett, Jr. enters the grand
9 jury room.)

10 Q Okay. And when you saw Betty Currie that day, you
11 were thinking of your dog at that time; is that right?

12 A Yeah.

13 Q And then that's why this incident sticks in your
14 mind to a certain extent?

15 A To a certain extent, yes.

16 Q Okay. By the way, was Betty Currie friendly with
17 you that day? Did she speak to you?

18 A That was a little bit unusual for that day. As I
19 looked to the right and saw her coming up the stairs with the
20 young lady, really didn't pay too much attention to the young
21 lady, I was -- because I didn't know her. As recognizing
22 Betty coming up, I always said hi to her. I don't recall her
23 even saying hi back. She may have, but if she did, it was
24 more subdued than usual. She's very bubbly, and again,
25 because of this dog thing we had going, always -- and I would

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1 even say sometimes over friendly. It wasn't unusual to get a
2 hug from her if she came by, you know, whatever. And that
3 day, just -- that's kind of why it stuck in my mind, although
4 I played it off as no big deal. She obviously had someone
5 with her, so, you know, it's not my job to sit there and have
6 conversations with her. So I didn't pay a whole lot of
7 attention to it, but it did -- you know, I did --

8 Q It registered?

9 A It registered. Exactly.

10 Q All right. Now, can you tell us what path she and
11 this dark haired woman took when they came up the stairs?

12 A When they reached the top of the stairs, they made
13 a -- basically a left, a u-turn if you will, in that they
14 went directly around to the left, heading towards the Cabinet
15 Room, of course next to the Cabinet Room is her office, and
16 that was expected, the direction which she would normally
17 travel.

18 Q Okay. I'm going to give you this green pen and ask
19 you, from the top of the stairs, to just draw the path that
20 you saw them take.

21 A Okay (drawing).

22 Q And basically you've drawn in a hairpin turn off
23 the staircase, and you've drawn a line through what appears
24 to be a door --

25 A That is correct.

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1 Q -- just to the left of the staircase.

2 A Correct.

3 Q Was that door open or closed when they went through
4 it, if you know?

5 A As I can recall, I believe the door was closed.

6 Q And did they close it behind them?

7 A Yes. It pretty much closes itself. Once you go
8 through it, it will close behind you I believe. As I recall,
9 I think it does.

10 Q Okay. And that path that they took -- and I'm
11 going to ask you just to at the end of the green line to just
12 draw an arrow indicating the direction they went.

13 A Mm-hmm (drawing).

14 Q Is that a natural path to the Oval Office?

15 A Yes; it would be from there. Yes.

16 Q Okay. Now, do you have any memory of where the
17 President was that day? Do you have a memory of whether he
18 was --

19 A Yes. We're always made aware of where he is as
20 long as we're in the wing, and he was in the Oval Office at
21 that time.

22 Q Okay. Do you have any memory at all of how long he
23 had been there at that point?

24 A Let's see, it was a Saturday morning. It's hard to
25 say. On a normal day, he would usually show up in the area

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1 of around nine o'clock. On a Saturday, however, if he had
2 things -- other things to do, he could get there earlier. I
3 can't say how long he had been in there, only that he was in
4 there.

5 Q Okay. Now, can you tell us what happened next?
6 Did you ever see Betty again?

7 A Yes, probably within 5 or 10 minutes from that
8 time.

9 Q And where did you see her?

10 A Again, coming back through that closed door.

11 Q Okay. Through the same door that she and the dark
12 haired woman had gone through?

13 A That's correct.

14 Q Did she come out alone or with someone else?

15 A She was alone.

16 Q And what did she do then?

17 A She then proceeded basically towards my post,
18 making a right as you would going down the colonnade area
19 into what appeared to be at least in the direction of the
20 mansion.

21 Q Okay. And did she greet you this time?

22 A I -- yes, she did, a friendlier greeting but again
23 I kind of took it as a preoccupied -- I mean it was a
24 greeting, but I could she had other things on her mind as she
25 was going by. There was no hugging. There was no, you know,

Page 21

Page 23

1 over introduction or hello or anything else. She did say hi,
 2 though.
 3 Q I'm going to give you this red pen and ask you to
 4 draw the path that she took starting from --
 5 A From where I saw her come through?
 6 Q -- the door.
 7 A (Drawing) Let me see if I can get this right.
 8 This is the end.
 9 Q Okay. And you've drawn an arrow -- basically,
 10 you've drawn a path with the red pen going from this
 11 staircase past your post at [REDACTED], off past the [REDACTED]
 12 [REDACTED], and then off to the end of the diagram?
 13 A Correct.
 14 Q And what are the possible places that Betty could
 15 have been going if she was going in the direction that you've
 16 drawn here?
 17 A Well, what I would believe would be the most
 18 logical place would be in the mansion itself, at least the
 19 ground floor portion of it.
 20 Q Is the parking area also off that area?
 21 A There is a parking area over on East Executive
 22 Avenue, but again you'd have to go through the mansion I
 23 would say.
 24 Q Okay. How was Betty Currie dressed that day, do
 25 you remember?

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1 A I couldn't tell you exactly what she had on, but it
 2 was more or less casual, but Betty even casual was still well
 3 dressed.
 4 Q Okay. And did you ever see the dark haired woman
 5 again that day to your knowledge?
 6 A No. I did not.
 7 Q Okay. Did you later learn something that day about
 8 who that dark haired woman might be?
 9 A Yes. I believe I did.
 10 Q And could you tell the grand jury where you were
 11 when you heard this?
 12 A I was in our area we call D10 which is basically
 13 our lunch room.
 14 THE FOREPERSON: There's a knock at the door.
 15 (Interruption to the proceedings.)
 16 MR. PAGE: Apparently the chief judge would like
 17 to see the Foreperson and the Deputy Foreperson at this time.
 18 THE FOREPERSON: Yes. You'll have to excuse -- you
 19 want to take a break for 10 minutes?
 20 MS. WIRTH: Sure. You can step out, then, and
 21 we'll call you back in about 10 minutes.
 22 THE WITNESS: Just out in the hall?
 23 MS. WIRTH: You can go back to the room if you
 24 want.
 25 THE WITNESS: Back to the room, sure.

1 MS. WIRTH: Thank you.
 2 (A brief recess was taken.)
 3 THE FOREPERSON: Officer Shegogue, I'd like to
 4 remind you that you are still under oath.
 5 THE WITNESS: Yes.
 6 THE FOREPERSON: Please have a seat.
 7 BY MR. PAGE:
 8 Q Officer Shegogue, we're back on the record after
 9 that recess. There are some new faces in the grand jury room
 10 but they are attorneys for the government, all right?
 11 A Okay.
 12 Q We want to continue with your questioning, and we
 13 just have a few more for you. Do you understand?
 14 A Okay. Mm-hmm.
 15 Q I believe we left off with Mary Anne Wirth asking
 16 you about the diagram.
 17 A Right.
 18 Q And then she was going to ask you some questions
 19 about -- after you saw what you've already testified about,
 20 you later that day --
 21 A Correct.
 22 Q -- were having lunch in the D10 break room,
 23 correct?
 24 A Correct.
 25 Q Do you remember those events of that day?

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1 A Yes, to some extent.
 2 Q During your lunch break in D10, did you happen to
 3 see Officer Steven Page?
 4 A Page, yeah.
 5 Q Right?
 6 A Yeah.
 7 Q When you saw him, did you have a conversation with
 8 Page?
 9 A I believe -- yes. I did.
 10 Q Tell us what the substance of the conversation was.
 11 A At that time, the substance of the conversation was
 12 it was brought to my attention at that point that Monica had
 13 just come in.
 14 Q Mon --
 15 A From -- that's all -- that's all he said, it was
 16 Monica had just come in. And my question to him, having
 17 never heard the name before or seen her before was "Who is
 18 Monica?" Statement I believe, not quoting but in general was
 19 something to effect of a former employee who has come in
 20 again today to see the President. Still, this was before
 21 anything broke, so I was still in the dark asking him "What
 22 do you mean?" Why would he even bring it up for that matter.
 23 I didn't understand that.
 24 Basically, he advised me that she had worked at the
 25 White House as an intern, and she left and had been gone for

Page 25

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1 some time. He didn't specifically say how long that amount
2 of time was, and that she had made numerous visits back to
3 the White House. I continued to question him I guess at that
4 time as to "and what?" And it was said that she has been
5 known to come in and visits the President fairly often. No
6 number of times were discussed.

7 At that point, I said "Exactly what does she look
8 like?" and he described her basically as a young lady in her
9 early twenties, as I recall, dark hair. I don't think he
10 even said how tall she was or anything. At that point, with
11 the dark hair and remember I was trying to put two and two
12 together, I said "About how long had this been?" And at that
13 point, I think had been probably at least a couple of hours
14 from the time I'd seen what I saw in the West Wing to the
15 time I was eating lunch. I can't give a specific time when I
16 was eating lunch, when I saw it, but I think between the gap
17 it was about a two hour or so break there. And I asked
18 again, I said "Well, where would she have come in?" I said
19 "If you saw her, I can assume you're on a specific post, she
20 must have come through your post," and he said "Yes, she
21 did." And said -- he also said that Betty Currie came down
22 to get her, which to me kind of put some antennas up, because
23 Betty Currie, as the President's secretary, does not go down
24 and get too many people. That struck me as being very
25 unusual.

1 get yourself -- you know, we'd call the person who cleared
2 you in, and they can call the WAVES and clear in.

3 From my understanding talking to him, this was not
4 actually done. It was called directly to Betty Currie's
5 office. The call was made from him, I believe, that Monica
6 was there, and she's not cleared in, and Betty said -- to
7 my -- I'm not verbatim saying that's what she said, but
8 basically said she will come down and escort her in.

9 The President's secretary comes down to escort
10 someone in, whether she's cleared in WAVES or not, they're
11 coming in. That was the situation that day, all unusual to
12 say the least, not normal. So that's -- with all of that,
13 and the fact that Betty brought her in and I put the timeline
14 together, and a light clicked, that's who I saw coming up
15 with her. It fit within that time frame. And that's
16 basically what I know and why I know that was Monica with
17 her, from our conversation.

18 Q And do you know from what you've seen publicly
19 since then that that is Monica Lewinsky?

20 A Definitely, yes.

21 MR. PAGE: All right. Would you mind stepping out.

22 THE WITNESS: No problem.

23 MR. PAGE: Thank you.

24 (The witness was recalled at 11:57 a.m.)

25 (The witness was recalled at 11:58 a.m.)

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1 I continued to question him as to why would she
2 come down to get in? He basically stated "Well, it's an
3 appointment with the President, and she's, how do I put it,
4 really not cleared to come in." And that was a little
5 unusual also. I said "When you say she's not cleared to come
6 in, does that mean there's some reason she can't come in or
7 she just hasn't been cleared?" To be cleared to come into
8 the White House, someone staff-wise would have to call in not
9 only your name to our WAVES system, which I assume you have
10 heard something about at this point, but they would also have
11 to get your social security number. Basically, it's a quick
12 background check to make sure you have no criminal background
13 that they should be aware of, you're not wanted for anything
14 and so on and so forth.

15 So again questioning him a little further, he
16 basically stated that she had worked here, she doesn't work
17 here now, so for that reason she has no pass, so she has to
18 be cleared in. Apparently, from our conversation, she had
19 not been actually cleared in as an appointment which I
20 thought was, again, rather unusual if she would show up there
21 for an appointment and not be cleared in for that
22 appointment. It happens on occasion. Some people forget to
23 make the call, or the call is made and our WAVES -- somewhere
24 it gets lost along the track and it's just not done, but you
25 would normally just tell the person call back to WAVES and

1 THE FOREPERSON: Officer Shegogue, I just wanted to
2 let you know that -- we want to first thank you for your
3 testimony, and you know, you are excused. And if there are
4 any additional questions, the attorneys will be in contact
5 with you.

6 THE WITNESS: Very good.

7 THE FOREPERSON: Thank you very much.

8 THE WITNESS: Thank you.

9 MR. PAGE: Thank you.

10 (The witness was excused.)

11 (Whereupon, at 11:59 a.m., the taking of the
12 testimony in the presence of a full quorum of the Grand Jury
13 was concluded.)

14 * * * * *

CERTIFICATE OF REPORTER

I, Stacey B. Griffin, the reporter for the United States Attorney's Office, do hereby certify that the witness(es) whose testimony appears in the foregoing pages was first duly sworn by the foreperson or the deputy foreperson of the Grand Jury when there was a full quorum of the Grand Jury present; that the testimony of said witness(es) was taken by me by Stenomask and thereafter reduced to typewritten form; and that the transcript is a true record of the testimony given by said witness(es).

Stacey B. Griffin
Official Reporter

- 1 -

OFFICE OF THE INDEPENDENT COUNSEL

2/2/98

Date of transcription

JENNIFER L. "JENNA" SHELDON, white female, born [REDACTED] Social Security Account Number [REDACTED] home address [REDACTED], telephone [REDACTED], employed as Manager, Human Resources, Revlon, 625 Madison Avenue, New York City 10023, telephone [REDACTED], was interviewed in the offices of Attorney CHARLES A. STILLMAN of the firm of Stillman & Friedman, 425 Park Avenue, New York City, telephone 212-223-0200. Also present during the interview was JOHN B. HARRIS of the same firm.

After being advised of the personal and official identities of the interviewers and the purpose of the interview, SHELDON provided the following information:

SHELDON first became aware of MONICA LEWINSKY on January 9, 1998, when ALLYN SEIDMAN, Senior Vice President for Corporate Communications, telephoned and requested SHELDON to interview a new applicant. LEWINSKY was brought to SHELDON's office where LEWINSKY filled out an application. SHELDON was aware from LEWINSKY's application that LEWINSKY had been referred to Revlon by JAYME DURNAN, a Vice President at MacAndrews & Forbes Holding Inc. and VERNON JORDAN, a member of MacAndrews & Forbes Board of Directors. SHELDON explained that MacAndrews & Forbes Holding Inc. is the holding company for Revlon.

During the interview that followed, SHELDON asked LEWINSKY how LEWINSKY knew VERNON JORDAN. LEWINSKY said that she was a friend of JORDAN and one day had mentioned to JORDAN that she was interested in the fashion and beauty industry. SHELDON could not now recall what LEWINSKY said about how LEWINSKY came to know JORDAN if LEWINSKY even told her at all.

No offer of employment was made to LEWINSKY the day of the interview. SHELDON later discussed LEWINSKY with SEIDMAN and they decided that LEWINSKY was qualified for a new entry level position of Public Relations Administrator that they had been discussing. The decision was made by SEIDMAN, DURNAN and SHELDON to offer the position to LEWINSKY. LEWINSKY's starting salary of \$40,000 was agreed upon by the three of them based on other recently hired employees' starting salaries.

Investigation on 1/26/98 at New York City, NY File # 29D-LR-35063

by CI [REDACTED] Date dictated 2/2/98

29D-LR-35063

JENNIFER L. "JENNA" SHELDON

1/26/98

2

Continuation of OIC-302 of

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On January 13, 1998, SHELDON telephoned LEWINSKY in Washington, D.C. and a verbal offer of employment was made. LEWINSKY accepted the offer immediately. SHELDON asked LEWINSKY for the names of references and by facsimile received January 14, 1998, LEWINSKY provided the names of KEN BACON and JOHN HILLEY. SHELDON attempted to contact both references but both were unavailable.

SHELDON did not feel undue pressure to hire LEWINSKY even though SHELDON was aware that LEWINSKY had been recommended by officials at MacAndrews & Forbes, Revlon's holding company.

The position offered to LEWINSKY is a newly created position but the company fully intended to fill the position. If not with LEWINSKY, then with someone else within the near future.

- 1 -

OFFICE OF THE INDEPENDENT COUNSEL

4/1/98

Date of transcription

JENNIFER "JENNA" L. SHELDON is employed as a Manager for Corporate Staffing, Human Resources, REVLON CORPORATON. She was interviewed at the law offices of STILLMAN & FRIEDMAN, P.C., 425 Park Avenue, New York, New York. Present at the time was CHARLES STILLMAN, attorney for MC ANDREW & FORBES HOLDINGS, 35 East 62 Street, New York, New York. Also present were Assistant Independent Counsels THOMAS BIENERT and STEVEN BINHAK. SHELDON provided the following information:

As one of the Managers for Corporate Staffing, SHELDON's duties include recruiting employees for REVLON ranging from the clerical level to the director level. She supervises another person who assists her. Her immediate superior handles the senior executives recruited by the company. SHELDON reports to RICK POGUE, Vice President, Human Resources. The offer of employment made to MONICA LEWINSKY was considered entry level management.

SHELDON first became aware of LEWINSKY on Friday, January 9, 1998 when she received a telephone call from ALLYN SEIDMAN, the head of public relations for REVLON. SEIDMAN said she was interviewing LEWINSKY and that she wanted SHELDON to meet with her thereafter. During the hiring process, an applicant seeking a position in public relations usually meets with three or four persons for assessment. The last person to meet the applicant would be the head of the department, ALLYN SEIDMAN.

SHELDON interviewed LEWINSKY as requested. She asked LEWINSKY who she had already met at the company. LEWINSKY responded she had met JAYMIE DURNAN, ALLYN SEIDMAN, and NANCY RISDON (also in the public relations department). The purpose of the interview was for SHELDON to evaluate LEWINSKY. Prior to the actual interview, SHELDON had not seen LEWINSKY's resume, however was able to look over a copy LEWINSKY brought to the interview by LEWINSKY. SHELDON recalled LEWINSKY saying that she preferred the environment at the Pentagon over that at the White House.

SHELDON explained that as a general rule, Human Resources meets a potential employee first, the opposite of what

Investigation on 3/27/98 at New York, New York File # 29D-OIC-LR-35063

by SA [REDACTED] Date dictated 4/1/98

29D-OIC-LR-35063

JENNIFER L. SHELDON

3/27/98

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Continuation of OIC-302 of _____

, On _____

, Page _____

happened with LEWINSKY, however she did not find it particularly odd in this case. At REVLON, the different departments try to work as a partnership. SHELDON did allow it was irregular that the Human Resources department would not know about the fact that an applicant was in play for a position at public relations, or any other department.

As she went through the interview process, SHELDON made notes on the applicant's resume. A copy of that resume was provided by CHARLES STILLMAN. A copy containing the notes is attached hereto. During interview, SHELDON was getting a sense of LEWINSKY's experience and abilities.

The overall impression LEWINSKY made was that she was "fine" for employment. SHELDON also thought she was a pleasant person. As they talked, she found it hard to get a fix on where exactly she would fit into the organization. SHELDON had a better idea about that after she spoke with SEIDMAN and heard that SEIDMAN wanted her for her department. On her own, SHELDON had concluded that LEWINSKY was not suited for the Administrative Assistant or Public Relations Assistant.

At the conclusion of the interview, SHELDON escorted LEWINSKY to the elevator bank. Before leaving, LEWINSKY mentioned that VERNON JORDAN had recommended her for employment. She said she was from Washington, D.C. and knew JORDAN. She also said she had an interest in the fashion and cosmetics industry.

Upon returning to her office, SHELDON telephoned SEIDMAN to say the interview was over. In response to SEIDMAN's question as to her evaluation, SHELDON responded LEWINSKY was not qualified for a position. SEIDMAN then suggested a new position being created known as Public Relations Administrator. Such a job had been under discussion at REVLON and SHELDON suggested they needed to talk about the matter further.

The proposed position of Public Relations Administrator was described as assisting with events, processing invoices and other budgetary matters, rallying the troops, and handling other miscellaneous duties. It was described as a junior level position.

29D-OIC-LR-35063

JENNIFER L. SHELDON

3/27/98

3

Continuation of OIC-302 of _____

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, Page _____

On Monday, January 12, 1998, SHELDON spoke again with SEIDMAN. SEIDMAN thought that an offer to LEWINSKY for the position of Public Relations Administrator should be pursued. SHELDON concluded that such was the final decision. When asked her opinion, SHELDON said LEWINSKY was "fine" for the job.

On Tuesday, January 13, 1998, SHELDON telephoned LEWINSKY to formally offer her the job subject to a satisfactory check with her references. SHELDON said she needed to have her reference information, which was not in hand at that time. LEWINSKY facsimiled the reference information by the end of the business day. LEWINSKY was not employed at the time and therefore, there was not a two week notice period in which to handle some details such as checking references.

SHELDON recalled that she contacted the references either the same day or the next. LEWINSKY's references were not available and not due back until January 23, 1998, so there was a potential delay in the processing.

SHELDON said that under normal circumstances, at least one reference, provided by the applicant, would have been checked by the time a formal offer was extended. The handling of this candidate was faster than normal. SHELDON offered the example of another hire by REVLON, NANCY MIRANDA, which was handled expeditiously.

SHELDON and SEIDMAN had a discussion of the salary which should accompany the offer of employment. They looked at her previous salary and the range of compensation for the position under consideration. They came up with the figure of \$40,000.00 as the salary to offer.

After notifying LEWINSKY of the formal offer, SHELDON called SEIDMAN to advise her the call had been made. She did not discuss the matter with anyone else. There was no further talk about LEWINSKY until the story about her and the President was on the news. She had no further contact with LEWINSKY at any time thereafter.

Jennifer Sheldon, 4/23/98

OIC Deposition

Page 1 to Page 36

CONDENSED TRANSCRIPT AND CONCORDANCE
PREPARED BY:

OFFICE OF THE INDEPENDENT COUNSEL
1001 Pennsylvania Avenue, N.W.
Suite 490-North
Washington, DC 20004
Phone: 202-514-8688
FAX: 202-514-8802

Page 1

[1]
[2]
[3] - - - - - x
[4] IN RE: GRAND JURY INVESTIGATION :
[5] - - - - - x
[6]
[7]
[8] DEPOSITION of JENNIFER SHELTON, held at the
[9] offices of Messrs. Stillman, Friedman & Shaw, 425
[10] Park Avenue, New York, New York 10022, on
[11] Thursday, April 23, 1998, commencing at (12:50)
[12] o'clock p.m., before Annette Forbes, a Certified
[13] Shorthand (Stenotype) Reporter and Notary Public
[14] within and for the State of New York.
[15]
[16]
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[19]
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Page 2

[1] APPEARANCES:
[2] OFFICE OF THE INDEPENDENT COUNSEL
[3] 1001 Pennsylvania Avenue, N.W.
[4] Suite 490 North
[5] Washington, D.C. 20004
[6] BY: THOMAS H. BIENERT, JR., ESQ.
[7] Associate Independent Counsel
[8] STEPHEN BINHAK, ESQ.
[9] Associate Independent Counsel
[10]
[11]
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Page 3

[1] JENNIFER SHELTON, called as a
[2] witness, having been first duly sworn by
[3] Annette Forbes, a Notary Public of the
[4] State of New York, was examined and
[5] testified as follows:
[6] DIRECT EXAMINATION
[7] BY MR. BINHAK:
[8] Q Good morning. Let me just ask you
[9] to state your name and spell it for the record.
[10] A Jennifer Sheldon, J-e-n-n-i-f-e-r
[11] S-h-e-l-d-o-n.
[12] Q Ms. Sheldon, my name is Steve
[13] Binhak. This is Tom Bienert, Jr. We are
[14] associate independent counsels. We are helping a
[15] grand jury which is sitting in Washington, D.C.
[16] conduct an investigation of possible violations of
[17] Federal law, including obstruction of justice,
[18] perjury and subornation of perjury.
[19] Do you understand that?
[20] A Yes.
[21] Q You are here today as an
[22] accommodation in lieu of having you come down and
[23] appear before the grand jury and disrupting your
[24] day, we are having you here to have a deposition.
[25]

Page 4

[1]
[2] What we are going to try to do is
[3] create as much as possible the experience of being
[4] in front of the grand jury.
[5] Let me explain to you what I mean by
[6] that.
[7] A Okay.
[8] Q The first thing you should know, in
[9] a normal grand jury setting you would have the
[10] grand jurors here, and there would also be a court
[11] reporter who takes everything down, which the
[12] court reporter is doing.
[13] Instead of that, what we are going
[14] to do is create this transcript and bring that and
[15] read it to the grand jury in Washington.
[16] A Okay.
[17] Q Normally in front of a grand jury or
[18] always in front of a grand jury the witness
[19] doesn't have a lawyer. That's why your lawyer is
[20] not present with you in the room today. At the
[21] grand jury, you would have the ability to speak to
[22] your lawyer at any time. I want you to have that
[23] opportunity today.
[24] At any time you like, you may ask to
[25] stop and we will do that immediately, you can go

Page 5

[1]
[2] out and talk to your lawyer outside.
[3] Do you have a lawyer with you here
[4] today?
[5] A Yes.
[6] Q For the record, could you state who
[7] that is?
[8] A Charles Stillman.
[9] Q We are in Charles Stillman's law
[10] office, in fact?
[11] A Yes.
[12] Q As I told you, everything you are
[13] saying is being taken down by the court reporter
[14] and we will read that to the grand jury.
[15] As you may know, in a civil
[16] deposition you would get a copy of your
[17] transcript, you get it, read it, you sign off on
[18] it, adopt it. You will not get a copy of the
[19] transcript today. That's in conjunction with the
[20] rules of grand jury secrecy.
[21] A Would you explain?
[22] Q There are rules of grand jury
[23] secrecy. The bottom line is that Mr. Bienert,
[24] myself and the court reporter, we are going to
[25] adopt those rules as though you are in the grand

Page 6

[1]
[2] jury, even though you are not.
[3] What that really boils down to is we
[4] can't go out and tell anybody about what you say
[5] in your testimony, and we won't do that.
[6] You, on the other hand, are not
[7] subject to any rules of secrecy and you can tell
[8] anybody you want what you said today, that's your
[9] business, something you may want to talk about or
[10] discuss with your lawyer. Make your decision, do
[11] what you want.
[12] There are a few exceptions with
[13] regard to grand jury secrecy, there are strict
[14] exceptions to the grand jury secrecy. I want to
[15] describe those to you.
[16] The first one is if there were ever
[17] a trial or any kind of proceeding where you would
[18] testify or even if you didn't, it might be
[19] possible that portions or all of your grand jury
[20] testimony would become part of the record of a
[21] trial.
[22] Do you understand that?
[23] A A trial further from this?
[24] Q Anywhere, any time, in federal or
[25] state court, it is conceivable that there could be

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[1] a trial at some time for some reason as a result
 [2] of this investigation. If that were the case,
 [3] it's possible that some of or all of your
 [4] testimony could become part of the record of that
 [5] trial.
 [6] Do you understand that?
 [7] A Okay.
 [8] Q In addition, the Office of
 [9] Independent Counsel has two types of reporting
 [10] functions. At the end of the investigation, the
 [11] Office of Independent Counsel is required to
 [12] submit a report of what it has done. It's
 [13] conceivable that some of your testimony may appear
 [14] in that report.
 [15] Do you understand that?
 [16] A Yes.
 [17] Q Also, under a limited circumstance,
 [18] the Office of Independent Counsel can be required
 [19] to report to Congress, make a report to Congress.
 [20] If that were the case, it's possible that some or
 [21] all of your testimony would be included in that
 [22] report.
 [23] Do you understand that?
 [24] A Yes.
 [25]

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[1] A Yes, I do.
 [2] Q Is there anything that you don't
 [3] understand about what I have just told you?
 [4] A No.
 [5] Q Do you understand all of your grand
 [6] jury rights and responsibilities as I have told
 [7] you?
 [8] A Yes.
 [9] Q Ms. Sheldon, why don't you tell us
 [10] where you work, what your job title is, what you
 [11] do as part of your job title, a thumbnail sketch
 [12] of your employment.
 [13] A I work at Revlon, the corporate
 [14] headquarters at 658 Madison Avenue. My title is
 [15] manager of corporate staffing.
 [16] I am responsible for recruiting,
 [17] screening, hiring candidates into the organization
 [18] or involved in the promotion process of employees
 [19] who are already existing there for the corporate
 [20] headquarters, and I have been for six years.
 [21] Q As part of your job, have you ever
 [22] heard about or met an individual named Monica
 [23] Lewinsky?
 [24] A Yes, I have.
 [25]

Page 8

[1] Q Pretty much the last exception to
 [2] the grand jury secrecy is that Mr. Bienert and I
 [3] work with certain people, FBI agents and other
 [4] attorneys. And those people, we often share
 [5] information from the grand jury with other people
 [6] in our office so that they can conduct their
 [7] responsibilities as part of the investigation.
 [8] And that's, of course, why the court
 [9] reporter, Ms. Forbes is here to listen and record
 [10] the testimony, she serves a function.
 [11] Also, any people that come in
 [12] contact with your testimony, like Ms. Forbes, are
 [13] bound by the rule of grand jury secrecy, so they
 [14] take on all of the responsibility that we have.
 [15] Do you understand that?
 [16] A Yes.
 [17] Q Let me tell you about the Fifth
 [18] Amendment.
 [19] A Okay.
 [20] Q You have the right not to answer any
 [21] question today if you feel that the answer to the
 [22] question may tend to incriminate you in any way.
 [23] Do you understand that?
 [24] A Yes.
 [25]

Page 11

[1] Q When did you first hear about or
 [2] meet Monica Lewinsky?
 [3] A On Friday, January 9th.
 [4] Q Is that 1998?
 [5] A 1998.
 [6] Q How did you hear about Ms. Lewinsky
 [7] or meet her?
 [8] A I received a phone call from Allyn
 [9] Seidman, who is the senior vice president of
 [10] Corporate Communications, Public Relations, and
 [11] she had called me, advised me that she had a
 [12] candidate who was, whether in the waiting room or
 [13] in her office, I'm not sure, but she had a
 [14] candidate she wanted me to interview and that she
 [15] would send her upstairs in a matter of an hour or
 [16] so.
 [17] Q Ms. Seidman, she also works for
 [18] Revlon, right?
 [19] A Yes, she does.
 [20] Q When she called you on the phone,
 [21] did she indicate to you that she had already
 [22] interviewed Ms. Lewinsky?
 [23] A Not to my recollection. I just
 [24] remember that there was an applicant there and
 [25]

Page 9

[1] Q Also, as I discussed with you
 [2] before, you can leave the room at any time, I just
 [3] looked at the door, you can go outside at any time
 [4] you want to speak to Mr. Stillman, who is your
 [5] lawyer.
 [6] A Okay.
 [7] Q And please tell me if you want to do
 [8] so.
 [9] Also, if I ask you a question you
 [10] don't understand, please tell me you don't
 [11] understand it, I will try my best to give you a
 [12] question that you understand. Okay?
 [13] Do you understand everything I have
 [14] told you?
 [15] A Yes, I do.
 [16] Q Last thing, as I referred to before,
 [17] we are writing everything down, or the grand jury
 [18] reporter here is writing everything down.
 [19] If you were to knowingly lie or make
 [20] a misstatement of a material fact, then you could
 [21] be prosecuted for perjury. And that's a felony.
 [22] It's a federal crime, it's punishable by jail or a
 [23] fine.
 [24] Do you understand that?
 [25]

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[1] when she was done with the Public Relations
 [2] Department, that she would come upstairs to see
 [3] me.
 [4] Q Did you later learn that Ms. Seidman
 [5] actually interviewed Ms. Lewinsky before you?
 [6] A Yes, I did.
 [7] Q How did you learn that?
 [8] A Allyn, through a conversation with
 [9] Allyn Seidman.
 [10] Q Was that after your interview or
 [11] before?
 [12] A After my interview with Monica.
 [13] Q As a general matter, isn't it true
 [14] that normally for a lower level employee, a lower
 [15] level employee would usually interview at Revlon
 [16] Human Resources first and then would move on to
 [17] the department where they might be working?
 [18] A Usually.
 [19] Q When you interviewed Monica
 [20] Lewinsky, did you do that in your office?
 [21] A Yes, I did, in my office.
 [22] Q What was your goal in conducting at
 [23] interview with Monica Lewinsky? What was the
 [24] objective of your meeting with her?
 [25]

Page 13

[1] A Really screening her, understanding
 [2] what her skills were, what she had accomplished,
 [3] what her work experiences were and then assessing
 [4] that for any existing needs.
 [5] Alyn had two positions in her
 [6] department, would she be qualified to perform
 [7] either of those, enter either of those roles.
 [8] Q Do you happen to remember what those
 [9] two positions were?
 [10] A Sure. There was an administrative
 [11] assistant reporting directly to Alyn Seidman,
 [12] which was really to serve as her executive
 [13] assistant.
 [14] Then there was a public relations
 [15] assistant who was responsible for junior level PR
 [16] events, really working hand in hand with the
 [17] public relations VP, but also providing
 [18] administrative support.
 [19] Q With that objective in mind, then
 [20] you met Ms. Lewinsky?
 [21] A Yes.
 [22] Q Did you have her resume before you
 [23] met her?
 [24] A No, it's at the same time.
 [25]

Page 14

[1] She was at the eighth floor
 [2] reception area and the receptionist called and let
 [3] me know she had completed her application. I went
 [4] out and got the application with her resume and
 [5] Ms. Lewinsky at the same time and I walked her
 [6] into my office.
 [7] Q Is it fair to say that you didn't
 [8] know before Ms. Seidman called you that you were
 [9] going to meet with Ms. Lewinsky that morning?
 [10] A That is correct.
 [11] Q Was that in the morning or
 [12] afternoon?
 [13] A It was right on the fringe, between
 [14] 12:00 and 12:30. So it was afternoon, I guess.
 [15] Q Why don't you describe how your
 [16] interview went with Ms. Lewinsky, what you talked
 [17] about, what your impressions were.
 [18] A Okay. It was very cordial, very
 [19] nice. I would say we probably had a very standard
 [20] interview. I asked questions, she responded; she
 [21] asked questions, I responded.
 [22] We went in chronological order
 [23] through her resume, from her education into her
 [24] work experiences and all the way up to her present
 [25]

Page 15

[1] job. And we talked through each of those.
 [2] Q What was your impression?
 [3] A Very nice. She, again, responded
 [4] very well, she had good communication skills,
 [5] seemed very, I don't want to, not energetic, but
 [6] very happy, had a smile on her face, very pleasant
 [7] to speak with.
 [8] Q You told us before that you were
 [9] evaluating her against two positions, that was
 [10] your objective.
 [11] What was your evaluation of Monica
 [12] Lewinsky with respect to each of those positions?
 [13] A For each of those positions, it was
 [14] my evaluation that she was not qualified for
 [15] either.
 [16] Q Is it fair to say that you thought
 [17] she was a perfectly nice individual, might be
 [18] qualified to work for the company, but at least as
 [19] far as these two positions were concerned, she was
 [20] not the right person?
 [21] A That is correct.
 [22] Q Did you talk to Ms. Seidman after
 [23] you had that interview -- well, let me go back one
 [24] step more.
 [25]

Page 16

[1] How long did the interview last?
 [2] A Forty-five minutes.
 [3] Q Is that about average?
 [4] A Yes.
 [5] Q Did you speak to Ms. Seidman after
 [6] you spoke to Monica Lewinsky for that 45 minutes
 [7] and made the evaluation that you made?
 [8] A Yes.
 [9] Q What did you discuss with her?
 [10] A After I walked Ms. Lewinsky to the
 [11] elevators, said goodbye to her, went back into my
 [12] office, I called Alyn, just to let her know I had
 [13] wrapped up, had escorted Monica to the elevators
 [14] and Alyn probably said what did you think, what's
 [15] your evaluation.
 [16] I explained to her my reasons why
 [17] for the two positions that were available that she
 [18] was not qualified. She did not have the skill set
 [19] or an experienced enough skill set for either
 [20] position at this point in her career.
 [21] Q Let me pop back to another question.
 [22] During the interview, do you know if
 [23] Monica Lewinsky mentioned a gentleman named Vernon
 [24] Jordan?
 [25]

Page 17

[1] Yes, she did.
 [2] Q Did you know at the time who Vernon
 [3] Jordan was?
 [4] A Yes. I am aware that he was on our
 [5] board of directors.
 [6] Q How did she bring up Vernon Jordan?
 [7] A On the application, there is a
 [8] little box that you fill out how you were referred
 [9] to the organization. And Monica had written
 [10] Jaymie Duman's name.
 [11] And I asked her how she had come
 [12] particularly to Mr. Duman. She had said it was
 [13] through her interaction in Washington, that she
 [14] had come into contact with Mr. Jordan and that she
 [15] had happened to mention to him that she was very
 [16] interested in fashion, the retail industry, and
 [17] through that connection she got the Revlon
 [18] interview.
 [19] Q Let me flip now back again to where
 [20] we were. That's where you just mentioned you had
 [21] a discussion with Ms. Seidman, you had given her
 [22] your evaluation that Ms. Lewinsky was not
 [23] appropriate for either of the two jobs open.
 [24] What was Ms. Seidman's response to
 [25]

Page 18

[1] that?
 [2] A She was very understanding.
 [3] I think that she listened to my
 [4] evaluation and then she had proceeded to say, do
 [5] you remember our discussions about having an
 [6] administrator type of personnel in our department
 [7] and that type of a role, that I have been saying
 [8] that I have needed for a while? What do you think
 [9] about Monica for that type of a job?
 [10] Q What was your response to that?
 [11] A It's possible. I needed to know
 [12] more information about where she wanted to head
 [13] with the administrator's job, but it certainly was
 [14] a possibility.
 [15] Q How would you describe that job in
 [16] terms of was it a junior level job, senior level
 [17] job, intermediate?
 [18] A A junior. Well, the terminology I
 [19] would use to describe it, it would be a junior
 [20] level professional job.
 [21] Q And that is sort of more toward on
 [22] the starter end of an executive position?
 [23] A Yes, two to three years of
 [24] experience was fine.
 [25]

Page 19

[1] Q Did you make a decision on that
[2] during that conversation with Ms. Seidman?
[3] A No. It was Friday. I wanted to
[4] leave. So we finished the conversation, wrapped
[5] up and I went home.
[6] Q Did you talk to Ms. Seidman again
[7] about Monica and that position?
[8] A On the following Monday when we
[9] returned to the office, to work.
[10] Q What was the substance of that
[11] conversation?
[12] A We talked more about the
[13] administrator role, what it would be, how it would
[14] service the department, more of the details, what
[15] the substance behind the position would be, and if
[16] that were to be a position where it would fall
[17] into a ranking, because all positions at Revlon
[18] are ranked by a grade, on the professional side
[19] from a grade 1 to a 20, let's say. And so each
[20] grade is ranked.
[21] So what we had to do was figure out
[22] by the skill set that was being required to
[23] perform the job where it would fit into a ranking
[24] system.
[25]

Page 20

[1] Q Does that ranking system exist
[2] primarily because you need to set compensation
[3] rates?
[4] A It's compensation, it's skill set
[5] ranks, it allows people to have career paths, yes.
[6] Q You did that for this job because it
[7] was not actually a job that actually existed at
[8] the company, right?
[9] A I needed to have some sense of
[10] foundation before I could say how much to pay for
[11] it, what do we call it, and officially give it a
[12] title.
[13] Q Now, as a result of this second
[14] conversation with Ms. Seidman, did you come to an
[15] understanding that you would offer Monica Lewinsky
[16] a job?
[17] A I don't believe we came to that
[18] final understanding until Tuesday.
[19] Q And how did that ultimate decision
[20] come to be? Did Ms. Seidman say we want this
[21] position and we want Monica Lewinsky to fill it or
[22] was it a conversation, how did that come about?
[23] A I couldn't say it exactly in those
[24] terms, but I think that once we had put a
[25]

Page 21

[1] definition to, public relations administrator was
[2] the title, it was a Grade 2, which was junior to
[3] anybody she had currently working in her
[4] department.
[5] So it did not disrupt any equity if
[6] you were already on a career path, people who had
[7] skill sets and experiences performing those jobs,
[8] and I made the salary recommendation of \$40,000.
[9] Allyn thought about it. She had
[10] also wanted to bring in Jaymie Duman from the
[11] MacAndrews & Forbes organization, so she
[12] conferenced us in on a phone call.
[13] And after Allyn had time to think
[14] about it, that was the way she wanted to go.
[15] Q Just to be clear, MacAndrews &
[16] Forbes is a holding company, correct?
[17] A That is correct.
[18] Q One of its holdings is Revlon,
[19] correct?
[20] A One of them, yes.
[21] Q That's where you work, at Revlon?
[22] A Yes.
[23] Q Jaymie Duman is a gentleman who
[24] works at MacAndrews & Forbes?
[25]

Page 22

[1] A Right.
[2] Q So this was a reporting function
[3] sort of back to the mother ship, if you will?
[4] A Right.
[5] Q As a result of that phone call, did
[6] you all make a decision that day?
[7] A Yes. I primarily listened in. It
[8] was really Jaymie and Allyn having a conversation.
[9] Allyn told Jaymie the details of
[10] what her intentions were, which was to offer the
[11] position to Monica as public relations
[12] administrator at \$40,000, to start as soon as
[13] possible; as soon as she gave us the date to
[14] start. Mr. Duman concurred and told us. I went
[15] ahead.
[16] Q In the grand scheme of things, would
[17] you say that this was a relatively quick movement
[18] through the hiring process?
[19] A In totality of how long positions
[20] normally stay open, yes. This was pretty fast.
[21] Q Who actually communicated the hiring
[22] decision or the offer, as it were, to Ms.
[23] Lewinsky?
[24] A That would be me. I did.
[25]

Page 23

[1] Q How did you do that?
[2] A Via the telephone.
[3] Q What did you tell her?
[4] A I asked for Monica and I identified
[5] myself. I told her that I had good news, that we
[6] would like to offer her a position at Revlon.
[7] I went through the title, the public
[8] relations administrator, the salary, \$40,000. We
[9] would like you to start as soon as possible. But
[10] as part of the hiring process, we also needed
[11] reference checking, so if she could send me
[12] references.
[13] And she probably asked me a question
[14] or two about the company, just like what are the
[15] starting hours. And she did ask me is there any
[16] way she could do more research on the company.
[17] I gave her our Internet address and
[18] told her that once she got here, she would have
[19] certainly access to the annual report, which is
[20] also out on the web site, as well.
[21] Q Did she give you some references to
[22] check?
[23] A Yes, she did. She faxed them to me
[24] that day. She faxed over two direct references
[25]

Page 24

[1] that I could call. And after she had given them
[2] to me, I did place a phone call to them, but both
[3] of them were out of town.
[4] I didn't leave messages because it
[5] was over a week's worth of time until they were
[6] returning. So I put it aside to call them at a
[7] later date and time.
[8] Q Is it fair to say if those
[9] references worked out, she had been offered a job
[10] and she understood that if they came back with
[11] acceptable references, she was going to get the
[12] job?
[13] A I don't know what she was thinking,
[14] but I guess.
[15] Q Is that what you tried to
[16] communicate?
[17] A Yes. That's what I tried to
[18] communicate, yes.
[19] Q Did anything happen in between the
[20] time that you had this conversation with her and
[21] the time that you got the references?
[22] Or let me put it this way. Let me
[23] withdraw that question, ask you another question.
[24] Did you ever get the references from
[25]

Page 25

her?
 A I got the faxed reference list, but
 I never spoke to either of the references on the
 list.
 Q Why not?
 A In my best understanding, it would
 be that a story was communicated via the media
 that Ms. Lewinsky was involved in a White House
 matter.
 Q And as a result of that media story,
 did someone at either Revlon or MacAndrews &
 Forbes give you directions on what to do with the
 application, Monica Lewinsky's application?
 A No. It was handled by authorities
 beyond me.
 Q Were you ever told not to pursue
 getting references for her?
 A No. All of my files had been taken,
 so I wouldn't have had access to them.
 Q So you came to understand that for
 whatever reason you were not to continue on this
 project?
 A That is correct.
 MR. BINHAK: I have no

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[1]
 [2] when would the interview process have begun with
 [3] Ms. Lewis, when would the offer have been made and
 [4] when did she start?
 [5] A I'm sorry, can you repeat that?
 [6] Q When did the interview process with
 [7] Ms. Lewis begin, the one that led to her winding
 [8] up getting this PR administrator's job?
 [9] A We internally posted the position,
 [10] so we had quite a few internal people apply. Ms.
 [11] Lewis is an internal employee who was transferred.
 [12] So we had, to my best recollection, three internal
 [13] employees interview, four applied, but one was not
 [14] qualified.
 [15] Q So Ms. Lewis had been working for
 [16] Revlon for some time?
 [17] A Yes.
 [18] Q When would the position have been
 [19] posted, roughly?
 [20] A If not the last week of February,
 [21] the first week of March. Probably February.
 [22] Q So late February, up until early
 [23] March, the position was posted?
 [24] A It's posted for five days.
 [25] Q Then after the five-day closure of

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further questions. Mr. Bienert may.
 BY MR. BIENERT:
 Q Just to follow up on the references,
 is it accurate that at least typically you would
 have done one reference check before extending an
 offer?
 A You try to. Sure, yes.
 Q Did you talk to her about a possible
 start date?
 A Yes, I did.
 Q Did it sound about right that the
 start date discussed with her would have been
 around the 26th of January?
 A It sounds about right, yes, if my
 recollection is correct.
 Q Whatever date it was, that day or
 some other, would you have communicated that to
 Ms. Seidman?
 A Yes, I did. And because at that
 point in time it had not been completely
 determined to whom she would have reported.
 So it was absolutely the most direct
 way to let the Public Relations Department know
 she had accepted, she will be starting.

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[1]
 [2] the posting, you began the interview process?
 [3] A With those internals who applied for
 [4] the position, yes.
 [5] Q Approximately how long after
 [6] interviewing Ms. Lewis was an offer extended?
 [7] A I would say between that time, it
 [8] was probably about a month.
 [9] Q And then I assume she accepted the
 [10] job?
 [11] A Yes. She formally accepted.
 [12] Q And started shortly thereafter?
 [13] A Within probably about a week and a
 [14] half to two weeks switchover, leaving her
 [15] department and coming to the new one.
 [16] Q When Ms. Lewis and the other
 [17] candidate for this job first interviewed, did they
 [18] interview with you or someone in the Human
 [19] Resources Department first?
 [20] A A separate recruiter was involved in
 [21] this process. So I would not be able to answer
 [22] that question.
 [23] Q When you say a separate recruiter,
 [24] what do you mean?
 [25] A A different person who reports to me

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I gave that information to Allyn.
 What she choose to do with it or to whomever she
 was going to be working.
 Q I take it while you don't know if
 she would report to Allyn Seidman, it was your
 understanding she would be reporting to somebody
 within Allyn's department?
 A Absolutely.
 Q The name of her job was PR
 administrator?
 A Yes.
 Q Has that position been filled?
 A Yes, it has.
 Q When was that job filled?
 A About three weeks ago. The person
 actually physically started three weeks ago. So
 it was filled five weeks ago.
 MR. BINHAK: It might have
 been March?
 A Yes.
 Q What is the name of that person who
 now has the job?
 A Tracy Lewis.
 Q As best you can tell us date wise,

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[1]
 [2] was the point person.
 [3] Q But someone within the Human
 [4] Resources Section?
 [5] A Yes.
 [6] Q And then would Ms. Lewis thereafter
 [7] have been interviewed with people like Ms. Seidman
 [8] and others within the Communications Department?
 [9] A Yes.
 [10] But, again, I can't verify if the
 [11] recruiter was first or second in the interview
 [12] slate, because I have not been the one doing it.
 [13] Q Is that sort of the normal
 [14] procedure?
 [15] A With internal employees, it's a
 [16] little bit more varied, only because you might
 [17] know the internal employee, you will say you go
 [18] interview with this executive, I will wrap up with
 [19] you, I follow up with an interview because they
 [20] are already a known entity within the work force.
 [21] So instead of meeting them up front,
 [22] letting them meet the department and wrapping up,
 [23] you would a lot of times, you end up doing the
 [24] wrapup.
 [25] Q Having them meet the department

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[1] first then?
 [2] A Then come to you. So with an
 [3] internal employee, it's hard to say there is a
 [4] usual, that it's HR first, then the department
 [5] second.
 [6] Q Who was it who directed you, if
 [7] anyone, to go ahead and post that position?
 [8] A Allyn, my senior vice president of
 [9] Human Resources, and also our Legal Department.
 [10] Q And who in particular would have
 [11] been the people?
 [12] A Allyn, Ron Dunbar, who is senior
 [13] vice president, and Chip Nichols, who is our
 [14] general counsel, all confirmed that it was okay to
 [15] go ahead and job post the position. And they so
 [16] advised me to do it.
 [17] Q How typical is it that the Legal
 [18] Department is conferring with you about whether to
 [19] post a position?
 [20] A Sometimes we get into discussions
 [21] about that with the Legal Department.
 [22] We particularly go to them for
 [23] guidance, particularly the employment law group,
 [24] particularly in a case if you have, say, a
 [25]

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[1] reduction of work force and all of a sudden you
 [2] have to post a position in this department that
 [3] just had a huge reduction. So they advise and
 [4] counsel us.
 [5] Sometimes if someone is let go under
 [6] maybe bad circumstances and that you are going to
 [7] post their position, you look to the Law
 [8] Department for guidance on those things.
 [9] So in the past they certainly have
 [10] counseled us on the ramifications of posting or
 [11] not posting a position.
 [12] Q Was this position, the PR
 [13] administrative position, had there been any kind
 [14] of reduction in the work force?
 [15] A No.
 [16] Q So was it in regard to this
 [17] position?
 [18] A No. No. There are times when you
 [19] do use the Legal Department for advising counsel
 [20] on job posting.
 [21] Q And there would be times when,
 [22] because of some other factor, some reduction in
 [23] the work force, it's your view, view of people in
 [24] the department involved that the legal personnel
 [25]

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[1] should weigh it?
 [2] A Yes.
 [3] MR. BIENERT: That's all.
 [4] MR. BINHAK: One quick
 [5] question.
 [6] BY MR. BINHAK:
 [7] Q Is it the policy of Revlon to file
 [8] openings from within, with internal hires?
 [9] A It is the preference that we would
 [10] fill the position from an internal employee first,
 [11] before going to the outside.
 [12] Q So that's why you posted this job
 [13] internally first, right?
 [14] You have to say yes or no for the
 [15] record.
 [16] A Could you repeat that question?
 [17] Q Is that the reason why you posted
 [18] this job?
 [19] A When you say this job --
 [20] Q The PR administrative job.
 [21] After Monica Lewinsky was out of the
 [22] picture, then you posted that job inside, to the
 [23] company, correct?
 [24] A Yes.
 [25]

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[1] Q That's in accordance with your
 [2] general policy?
 [3] A Yes. Because the position was going
 [4] to be filled.
 [5] Q And then because you filled it with
 [6] an internal person, that job was never externally
 [7] advertised?
 [8] A Never advertised, never sought an
 [9] external candidate for it, right.
 [10] MR. BINHAK: I have no further
 [11] questions.
 [12] MR. BIENERT: Thanks a lot.
 [13] (Whereupon, at 1:15 o'clock
 [14] p.m., the deposition was concluded.)
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[1] CERTIFICATE
 [2] STATE OF NEW YORK)
 [3]) ss.
 [4] COUNTY OF NEW YORK)
 [5]
 [6] I, ANNETTE FORBES, a Certified
 [7] Shorthand (Stenotype) Reporter and
 [8] Notary Public of the State of New
 [9] York, do hereby certify that the
 [10] foregoing Deposition, of the witness,
 [11] JENNIFER SHELDON, taken at the time
 [12] and place aforesaid, is a true and
 [13] correct transcription of my shorthand
 [14] notes.
 [15] I further certify that I am
 [16] neither counsel for nor related to any
 [17] party to said action, nor in any wise
 [18] interested in the result or outcome
 [19] thereof.
 [20] IN WITNESS WHEREOF, I have
 [21] hereunto set my hand this 29th day of
 [22] April, 1998.
 [23]
 [24] ANNETTE FORBES, CSR, RPR
 [25]

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OFFICE OF THE INDEPENDENT COUNSEL

Date of transcription 4/20/98

FLOYD SPARKS, JR., Computer Consultant, sub-contractor from BOOZE, ALLEN, & HAMILTON, INC., and assigned to the Office of Information Resource Management (IRM), U.S. Department of Defense, was interviewed in the offices of the Pentagon General Counsel, on March 9, 1998. Also present was Ms. IVEY MARTINS, Corporate Counsel, from BOOZE, ALLEN, & HAMILTON, INC., 8283 Greensboro Drive, McLean, Virginia, and Deputy General Counsel for the Pentagon, BRADLEY WEIGMANN. Representing the Office of the Independent Counsel were Special Agents (SAs) [REDACTED] Federal Bureau of Investigation (FBI), and JIM RICKARDS, Computer Support, OIC.

After a brief explanation of the purpose of the interview, SPARKS advised that MONICA S. LEWINSKY had requested his assistance on how to erase certain files and e-mail messages from her desk computer located just outside the Office of the Secretary of Defense for Public Affairs, KENNETH BACON. This request came approximately one week prior to her resignation, because he had already been notified of her pending departure. He was not approached personally by LEWINSKY, but was assigned to assist her after she contacted the IRM help line. When they met, she acted excited and agitated about her concerns in erasing information and pressed SPARKS for instructions.

LEWINSKY told SPARKS that, based on discussions she had with LINDA TRIPP, LEWINSKY understood that deleted files and e-mail from her computer could still be retrieved later, unless erased. LEWINSKY was concerned that other employees who occasionally utilized her computer could retrieve and read her personal communications. She was specifically concerned about e-mail she had sent, more than ones she may have received.

SPARKS instructed LEWINSKY on how to erase her e-mails in a brief meeting just outside her office. He explained that e-mail messages received or sent, which were deleted the same day, did not get automatically backed up in the Pentagon's back-up system. All other messages were recorded and saved for four weeks on a rotational schedule at an off-site facility. This was done to maintain the integrity of the computer files in case of a

Investigation on 3/09/98 at Washington, D.C. File # 29D-OIC-LR-35063

by SA [REDACTED]
SA [REDACTED] Date dictated 4/20/98

29D-OIC-LR-35063

Continuation of OIC-302 of FLOYD SPARKS, JR. , On 3/09/98 , Page 2

national emergency. After four weeks, tapes were rotated back and used over again to record communications. Once new information was recorded over the backed up information, the old information was written over.

SPARKS advised that once he carefully explained the procedures to LEWINSKY she returned to her desk. He never physically went to her computer, and he was never re-contacted by LEWINSKY for further assistance. In his opinion, SPARKS believed that he had solved her problem. He also had no information, or knowledge, that any other IRM computer specialists were ever enlisted by LEWINSKY to provide further assistance.

According to SPARKS, his boss, BONNIE NICHOLSON, had instructed IRM employees that it was a department policy to provide instruction, but not actually perform operations for employees seeking advise. Additionally, there was a policy that IRM employees were forbidden from entering an employee's personal computer to delete files. However, IRM did issue bulletins encouraging employees to occasionally erase old temporary, cache, and e-mail files in order to make space on the hard drive which had a finite capacity.

SPARKS advised that neither he nor his IRM associates were provided the computer software tools such as "utilities," which could permanently erase information from a hard drive. He also advised that he had no software to perform image processing of a hard drive.

Ms. IVEY MARTINS, the BOOZ, ALLEN, & HAMILTON, INC. attorney, representing SPARKS and their employer requested any further contact with her client be channeled through her office. Thereafter, SPARKS provided a home address of [REDACTED]

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

In re:

GRAND JURY PROCEEDINGS

Grand Jury Room No. 3
United States District Court
for the District of Columbia
3rd & Constitution, N.W.
Washington, D.C. 20001

Tuesday, May 12, 1998

The testimony of FLOYD SPARKS, JR. was taken in the
presence of a full quorum of Grand Jury 97-2, impaneled on
September 19, 1997, commencing at 12:05 p.m., before:SOLOMON L. WISENBERG
Deputy Independent Counsel
JAMES CRANE
STEPHEN BINHAK
MICHAEL TRAVERS
JULIE CORCORAN
Associate Independent Counsel
Office of Independent Counsel
1001 Pennsylvania Avenue, Northwest
Suite 490 North
Washington, D.C. 20004

PROCEEDINGS

1 Whereupon,

3 FLOYD SPARKS, JR.

4 was called as a witness and, after having been duly sworn by
5 the Foreperson of the Grand Jury, was examined and testified
6 as follows:

7 EXAMINATION

8 BY MR. BINHAK:

9 Q Would you state your full name and spell it for the
10 record, please?

11 A Floyd, F-l-o-y-d, Sparks, S-p-a-r-k-s, Jr., J-r.

12 Q Good morning, Mr. Sparks. How are you today?

13 A Fine, thank you.

14 Q My name is Stephen Binhak. I'm an Associate
15 Independent Counsel. I work at the Office of Independent
16 Counsel.17 This is Misha Travers, this is Julie Corcoran, Jim
18 Crane and Sol Wisenberg. They are all also Associate
19 Independent Counsels and they work at the Independent
20 Counsel's office.21 This is the grand jury and this is the court
22 reporter and this is the foreperson of the grand jury who
23 just swore you in. Okay?

24 A Okay.

25 Q Before we start with this examination, I just want

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CONTENTS

WITNESS:

Page

Floyd Sparks, Jr.

3

GRAND JURY EXHIBITS:

No. FS-1 Defense Department memorandum
on Levinsky and Tripp
computers

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1 to give you a background on some of the rights and
2 responsibilities you have as a witness before the grand jury
3 and I'll ask you to give a verbal response to all the
4 questions and keep your voice up because the court reporter
5 is taking down everything that's being said today. Do you
6 understand that?

7 A Yes.

8 Q All right. This is a grand jury impaneled by
9 United States district judge here in the District of Columbia
10 and the grand jury is conducting an investigation of possible
11 violations of federal law, including perjury, obstruction of
12 justice and subornation of perjury.13 The Independent Counsel has authorization to
14 investigate these acts by a grant of jurisdiction by a
15 special division of the court, the United States Court of
16 Appeals. Do you understand that?

17 A Yes.

18 Q The first thing I want to make sure you understand
19 is that you have a right against self-incrimination. It's
20 your Fifth Amendment right. You do not have to answer any
21 question today if a truthful answer may tend to incriminate
22 you. Do you understand that?_

23 A Yes.

24 Q Anything that you do say could be used against you
25 in any kind of legal proceeding down the road and that's why

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1 you have that Fifth Amendment right. Do you understand that?
 2 A Yes.
 3 Q If you've got a lawyer that you've retained for the
 4 purpose of this proceeding, you may feel free to go out and
 5 consult with that lawyer, but the lawyer cannot be with you
 6 inside of this room. Do you understand that?
 7 A Yes.
 8 Q Please tell me if you would like to go speak to
 9 your counsel at any point.
 10 A Okay.
 11 Q For the record, do you have a lawyer that's
 12 representing you?
 13 A Yes.
 14 Q And could you give the grand jury the name of that
 15 lawyer?
 16 A Ivy Martin.
 17 Q Could you spell that please?
 18 A I-v-y M-a-r-t-i-n.
 19 Q Are you involved in any kind of agreement to share
 20 your testimony today with any other person or entity?
 21 A No.
 22 Q Let me tell you a bit about grand jury secrecy.
 23 All the people that I've identified as working with the
 24 Office of Independent Counsel and the grand jurors as well,
 25 we're bound by the laws of grand jury secrecy. That means

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1 that we can't go out and reveal to anybody what you said
 2 inside this room. There are certain exceptions to that.
 3 The first exception is that there are people that
 4 we work with who help us with the investigation. We're
 5 entitled to share what you say with them so that we can
 6 further the goals of the investigation, but anybody who gets
 7 information like that, an FBI agent or a paralegal or another
 8 attorney in our office, is also bound by the rules of grand
 9 jury secrecy. Do you understand that?
 10 A Yes.
 11 Q The second exception is that some of the things
 12 that you say here could be used at a later proceeding or
 13 trial under certain circumstances, either to cross-examine
 14 you or as substantive evidence in a case. Do you understand
 15 that?
 16 A Yes.
 17 Q The third exception is that the Office of
 18 Independent Counsel has a reporting function. We have to
 19 prepare a final report and we under some certain
 20 circumstances have to issue a report to Congress. Some of
 21 what you say here today may be contained in portions of that
 22 report. Do you understand that?
 23 A Yes.
 24 Q You, on the other hand, are not bound by any of the
 25 grand jury secrecy laws. You can tell anybody anything about

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1 what you said here today. Do you understand that?
 2 A Yes.
 3 Q All right. There's three categories of people who
 4 can appear before a grand jury. The first is a target. A
 5 target is a person who is a putative defendant or someone who
 6 is likely to be charged in an indictment. You are not a
 7 target. Do you understand that?
 8 A Yes.
 9 Q Do you also understand that no prosecutor in any
 10 investigation can ever promise somebody that they will never
 11 become a target?
 12 A Yes.
 13 Q Okay. The second kind of person is called a
 14 subject. That's a person that the grand jury is interested
 15 in their conduct and it could be because there's possible
 16 wrongdoing down to the fact that they're just a person who
 17 has knowledge about what the grand jury is investigating.
 18 Do you understand that?
 19 A Yes.
 20 Q You are a subject in the broad sense. There's a
 21 third type of person called a witness which is an informal
 22 term that has come to encompass people who are simply
 23 witnesses. They're subjects in the sense that they have
 24 knowledge that the grand jury is interested about, but they
 25 have no involvement other than that they're witnesses. A

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1 perfect example would be the teller in a bank that gets
 2 robbed. Do you understand that?
 3 A Yes.
 4 Q You are a witness. Do you understand that?
 5 A Yes.
 6 Q And you also understand that no prosecutor in any
 7 investigation could ever promise somebody that they'll always
 8 be a witness or always be a subject or never a target. You
 9 understand that?
 10 A Yes. Could you clarify once more, you said I am a
 11 subject as well as a witness?
 12 Q Right. As I said, a subject is a very broad term
 13 that includes everyone from a mere witness, like the teller
 14 in a bank robbery who just handed over the money because
 15 there was a gun in her face, to someone who the grand jury
 16 might think had some kind of involvement in the robbery, a
 17 person who might have driven someone there and the grand jury
 18 is not sure whether this driver was part of the robbery or
 19 just didn't know and just drove someone there. So it's a
 20 very wide range of conduct. Do you understand that?
 21 A Yes.
 22 Q And that's why we have a subcategory of witness, to
 23 give you a better understanding of where you fit within
 24 subject. Do you understand that?
 25 A Yes.

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1 Q Okay. So you understand that you're a witness?
 2 A Yes.
 3 Q Okay. You're here because you received a subpoena.
 4 Is that correct?
 5 A Yes.
 6 Q And I don't believe that the subpoena called for
 7 any documents. Is that correct?
 8 A Yes. Correct.
 9 Q Okay. So you didn't bring any documents with you.
 10 A I did not.
 11 Q Now, you have to understand that you can't lie to
 12 us here today. If you knowingly tell something that's not
 13 true or misstate something and it turns out to be a material
 14 fact, then that is a crime, it's a violation of the perjury
 15 statute which is punishable by up to five years in jail and a
 16 \$250,000 fine. It's a felony. Do you understand that?
 17 A Yes.
 18 Q Is there anything that I've just explained to you
 19 that you don't understand or you'd like me to explain again?
 20 A No.
 21 Q If there's any question that I ask that you'd like
 22 me to make more clear, please ask me and I'll ask it again.
 23 And, again, I'll remind you that if you'd like to speak to
 24 your attorney at any time, please tell me and I'll let you go
 25 out right away. Do you understand that?

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1 A Yes.
 2 Q All right. With all that said, let's begin.
 3 Mr. Sparks, where do you work?
 4 A I work for Booz-Allen & Hamilton.
 5 Q And what is your job title there?
 6 A I am an associate.
 7 Q And what are the general duties of an associate?
 8 A Supervisory task management duties as well as
 9 technical expertise on specific contracts.
 10 Q Are you working on a specific contract now?
 11 A Yes.
 12 Q How long have you been with Booz-Allen?
 13 A Four and a half years.
 14 Q Okay. And what's your specific contract right now?
 15 A My specific contract is with the Office of the
 16 Assistant Secretary of Defense for Public Affairs in the IRAM
 17 shop.
 18 Q Okay. Is that at the Pentagon?
 19 A Yes.
 20 Q Let me first ask you, what's your general
 21 background, your educational background?
 22 A High school graduate, college graduate.
 23 Q What was your major in college?
 24 A Management information systems.
 25 Q Does that have to do with computers?

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1 A Yes.
 2 Q Why don't you just very briefly explain what that
 3 is.
 4 A Management information systems?
 5 Q Yes.
 6 A It's information systems or using information
 7 systems to support conducting and handling computer
 8 technology.
 9 Q Now, you just said that you have this current
 10 contract over at the Pentagon. Why don't you tell the grand
 11 jurors what your assignment is as part of that contract and
 12 also what the general contract is for?
 13 A My responsibilities on the contract include task
 14 management of four other individuals who also work for
 15 Booz-Allen. We provide network, workstation, software,
 16 hardware support to the Public Affairs.
 17 Q Okay. When you say software and hardware, you
 18 talking about computer software and computer hardware,
 19 correct?
 20 A Yes. Operating systems as well as support
 21 utilities such as Microsoft Office, Word, Powerpoint, Exel,
 22 things of that sort.
 23 Q All right. Now, when you say support, I want to
 24 just discuss with you exactly what that means. Is it fair to
 25 say that when people have questions or problems with their

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1 particular computer or the software that's running on it,
 2 they can come to various members of your group and ask them
 3 questions and then people in your group will respond, give
 4 them advice about how to deal with those problems?
 5 A Yes.
 6 Q Do you ever actually go to people's workstations
 7 and do the work for them?
 8 A We assist them in doing their work. If it's
 9 somebody who needs help with Word or Powerpoint or anything
 10 else, we assist them in getting started. We do not do the
 11 work for them.
 12 Q All right. What's a typical kind of question that
 13 you might get or a request that you might get from an
 14 employee?
 15 A Creating a Word template for memos. Helping them
 16 send e-mail to individuals outside the Pentagon where an SMTP
 17 or Internet address is needed. Installing software that they
 18 need since they cannot install software themselves.
 19 Q All right. So in the case of someone who wanted to
 20 set up a template for a memo, they would ask you how to do
 21 it, you would give them instructions and then typically would
 22 they go back to their computer perform the operation?
 23 A Yes. And other times we will create the template,
 24 depending on the complexity.
 25 Q All right. And as far as installing software, you

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1 said that only people from your group install software?

2 A Correct.

3 Q So a normal employee at the Pentagon just can't put
4 up, say, a spreadsheet or some kind of program on their
5 machine?

6 A A spreadsheet is part of Microsoft Exel, so we
7 don't keep them from creating documents. We have a policy
8 whereas they cannot go and buy a copy of Sidekick and load it
9 on their machines.

10 Q Okay. What kind of computers do the employees at
11 the Pentagon in your area where you work, what do they have?

12 A They have IBM Pentium PCs.

13 Q So that's a standalone computer on each person's
14 desk?

15 A Correct.

16 Q Is that connected to a network?

17 A Yes.

18 Q Why don't you briefly describe how that all works?

19 A How the PC is connected to the network?

20 Q Well, let me be a little more specific. The
21 network, is it for the whole building or is it just for the
22 area that these employees work?

23 A We have a centralized network. We have network
24 servers that maintain the post office, common shares that
25 each different office uses to store documents, and also our

Page 14

1 network equipment allows them access to the Internet.

2 Q Okay. Are you familiar with a woman named Monica
3 Lewinsky?

4 A Yes.

5 Q How do you know her?

6 A She worked in the front office, one of the people
7 that we supported.

8 Q Did you have contact with her?

9 A Yes.

10 Q What kind of contact would you have with her?

11 A The contact that I would have with other people
12 regarding support.

13 Q So professional advice regarding her computer and
14 software needs?

15 A Correct.

16 Q Anything else other than that?

17 A No.

18 Q What kind of computer set up did Monica Lewinsky
19 have at the Pentagon?

20 A The same as everybody else, an IBM Pentium PC.

21 Q Did Ms. Lewinsky's computer receive and send
22 e-mail? Did it have that capability?

23 A Yes. It was on the network.

24 Q And it was connected to the network, then?

25 A Right.

Page 15

1 Q Did she have the capability of getting in and out
2 of the Internet, of accessing the Internet from her computer?

3 A Yes.

4 Q All right. Did you ever speak to Ms. Lewinsky
5 about e-mail on her computer?

6 A I spoke to her on different occasions about mail.

7 Q Did you ever talk to her on an occasion where she
8 wanted to discuss with you how to erase electronic mail from
9 her computer?

10 A Yes.

11 Q How did that request start? Did she come to you in
12 your office? Did she call you on the phone? Did she send
13 you an e-mail? Did she send you a note? Do you remember?

14 A She called and I went over to the front office or
15 on different occasions where I would answer the phone I would
16 answer any question over the phone.

17 Q Did she call you directly or did she call some sort
18 of general number and the task was routed to you?

19 A Everybody called a general number and typically the
20 way our office was set up, whenever a request came from the
21 front office, specifically for Mr. Bacon or for Monica
22 Lewinsky, I would be tasked to take care of it.

23 Q Okay. You spoke with some agents of the FBI about
24 his on a previous occasion, correct?

25 A Yes.

Page 16

1 Q And it's my understanding that, am I'm going to
2 just show you a calendar here, if you don't mind, it's my
3 understanding that you told them that you had this
4 conversation that we're talking about now with Ms. Lewinsky
5 about a week before she left and it was after a weekend, is
6 that correct?

7 A It was the last day she was there at the Pentagon.
8 I can't recall which date.

9 Q If I represented to you that her last day on the
10 payroll was on the 26th and it was after the weekend, would
11 you agree that it was most probably the 22nd that you spoke
12 to her?

13 A It was between the 22nd and the 24th, I believe.
14 Because I don't recall it being on a Monday.

15 Q Okay. So it would have been either the 23rd or the
16 24th, but it could have been the 22nd.

17 A Yes. It's one of those days. It was before
18 Christmas.

19 Q Okay. And it was after the weekend.

20 A Yes.

21 A JUROR: Excuse me. What month?

22 MR. BINHAK: We're talking about December 199
23 I'm sorry.

24 BY MR. BINHAK:

25 Q All right. How long -- did you have a meeting with

Page 17

1 her as a result of the phone call?

2 A Are you talking about that specific phone call?

3 Q Yes.

4 A I met her at the doorway and I believe it was like

5 a brief conversation. She asked pertaining to the mail.

6 Q And let me ask you a question. Do you remember her

7 demeanor at the time you spoke to her on this day, December

8 22nd, 23rd or 24th?

9 A The best I could describe it when I spoke with the

10 FBI agents was rushed. She just seemed rushed.

11 Q Did she seem nervous at all?

12 A The best I could describe it was rushed. I

13 couldn't really tell whether it was nervous or not. It could

14 have been.

15 Q Okay. You said that you had spoken to her before

16 on other occasions. Is that correct?

17 A Yes.

18 Q This demeanor that you're describing rushed, was it

19 the same demeanor that she had had on other occasions that

20 you had spoken to her?

21 A From time to time, specifically, if Mr. Bacon's PC

22 was not functioning, she would seem kind of hurried, but that

23 particular day, she seemed a bit more rushed than others.

24 Q Okay. How long was the conversation that you had?

25 A I can't recall. I believe it may have been no more

Page 18

1 than a minute. It's hard for me to tell from something that

2 happened in December.

3 Q Well, let's put it this way. Was it definitely

4 less than five minutes?

5 A I believe so. Yes.

6 Q And it was more than just a few brief seconds.

7 A You're right. Right.

8 Q Why don't you tell the grand jury what you

9 discussed during this meeting.

10 A She discussed -- the first question was about mail

11 because she had mentioned that Linda Tripp had told her

12 something to the effect of when she left the White House her

13 mail had gotten subpoenaed or something to that effect.

14 Q So Linda Tripp had told -- according to Lewinsky at

15 this meeting, Linda Tripp had told Lewinsky that when Linda

16 Tripp left the White House, Linda Tripp's e-mail had been

17 subpoenaed.

18 A Something to that effect. Correct.

19 Q And what else did she say?

20 A She had asked me about our backups and about the

21 way our e-mail was stored.

22 Q And what was your response?

23 A I explained to her the way that our e-mail

24 functions is that our e-mail is on the hard drives and if you

25 receive mail the same day or you send mail within the same

Page 19

1 day or receive mail within the same day before you close your

2 machine off, it is not saved into your mailbox.

3 Q So if you get a item of e-mail at, say, 10:00 in

4 the morning on a Wednesday and you read it and erase it by

5 2:00 in the afternoon on that same Wednesday, then it will

6 not be backed up overnight.

7 A Or if she did not turn her machine off. Our backup

8 procedure was a batch file that more or less ran an X copy

9 and it was performed in the mornings when people logged in or

10 when they logged into their PCs after a reboot. So if she

11 received mail the same day and deleted it or sent mail the

12 same day and deleted it, then when she exited out of mail it

13 would not be a part of her mail file.

14 Q And did she understand that when you told her that?

15 A She seemed like she did.

16 Q Okay. Then did you further explain under what

17 circumstances mail would be backed up?

18 A I explained to her mail is backed up. Mail is

19 backed up. Our backup function is mail is backed up. We do

20 a full backup of all information stored on the network drives

21 on Mondays and Tuesdays through Fridays are differential.

22 Q Did you explain to her how long that backup would

23 last?

24 A I explained to her that we had a four-week

25 rotation.

Page 20

1 Q What does that mean?

2 A That means that on the fourth week we use the tape

3 set 1 in the tape drives.

4 Q So let me just make sure I understand. So you have

5 approximately 30 or so tapes -- or actually, 20 or so if it's

6 four -- do you backup on the weekends?

7 A No. Just Monday through Friday.

8 Q So there's approximately 20 tapes, then, and you

9 use number 1 on one day, then number 2 and then you go

10 through and then when you get to tape 20, you go back to one?

11 A The week took up six to seven tapes, so six to

12 seven times four, 28 tapes.

13 Q And then you'd go until those tapes were finished

14 and then go back.

15 A The fifth week, we used the set 1.

16 Q All right. So something that was backed up and on

17 the tape would be held on that tape until that tape was

18 reused.

19 A Right.

20 Q And that took approximately four weeks?

21 A Right.

22 Q Did she seem to understand when you told her that?

23 A I guess so. Yes.

24 Q Did she ask you for any particular help with

25 problems? Did she indicate what she was interested in doing

Page 21

1 other than asking you about general information?

2 A She didn't go any further about why she was asking.

3 Q Did she describe to you that she wanted to erase

4 e-mail files from her own computer?

5 A Not specifically.

6 Q Did you get that impression from talking to her?

7 A I got the impression that -- usually when people

8 leave Public Affairs, generally people will ask me about how

9 to go about removing their mailbox. They don't ask me about

10 the backup procedures, but they do ask me about removing the

11 mailbox. So I didn't really put that much relevance in it.

12 Q Did you get a sense whether Ms. Lewinsky was more

13 concerned with files that she sent or more concerned with

14 files that she received?

15 A She didn't really specify. She had asked me about

16 other people sitting at her PC and whether they could send

17 mail. That's the full extent to which she described it.

18 Q Okay. After this short conversation that you've

19 just described, did you hear from Ms. Lewinsky again about

20 this issue?

21 A No.

22 Q Do you know where she went after you discussed this

23 with her?

24 A I believe she went back to her desk. I went back

25 to my office.

Page 22

1 Q Did Ms. Lewinsky ask you any other questions about

2 files on hard drives or on her hard drive or how to erase

3 them?

4 A I don't recall.

5 MR. WISENBERG: Could I ask a question, Steve?

6 MR. BINHAK: Of course, you may.

7 BY MR. WISENBERG:

8 Q Mr. Sparks, if I heard you right, you mentioned

9 that Monica -- said originally came to you and said something

10 to the effect that Ms. Tripp had told her that e-mail gets

11 stored on hard drives. Is that correct?

12 A Something to that effect. Right. She didn't

13 specify that it was stored on the hard drive. She

14 specifically more or less was saying that Linda Trip had told

15 her that at the White House they were able to subpoena her

16 mailbox. She didn't tell me the technique or where it was

17 stored.

18 Q Okay. I thought I had heard you mention hard

19 drive. Did you tell her that -- maybe it was that you told

20 her that e-mail was on the hard drive.

21 A That e-mail was stored on the hard drive? Yes,

22 sir.

23 Q Okay. Then my question is we've talked about --

24 that you mentioned to her the backup, the four-week backup.

25 A Right.

Page 23

1 Q And you mentioned how to delete within 24 hours, I

2 think, to delete right away before it ever got to be backed

3 up.

4 A Within the same window session.

5 Q Okay. What, if anything, did she ask you or did

6 you tell her about the problem of getting it off the hard

7 drive itself?

8 A I don't recall specifically telling her how to get

9 it off the hard drive. I just instructed her that the way

10 that our mail functions is that because it is a dynamic file,

11 while you're in mail, when you receive mail, when you send

12 mail, the file changes.

13 And I instructed her that if she received mail at

14 2:00, as soon as she read it she deleted it, when she exits

15 out, it empties out her waste basket which is her delete mail

16 folder. And the next morning when she logs in, that will not

17 be a part of her mail file.

18 Q But if she's an employee who's leaving and she's

19 concerned about, among other things, past e-mail, erasing

20 past e-mail, wouldn't you need -- wouldn't she need to know

21 information about how to get rid of that e-mail that's stored

22 there on the hard drive?

23 A I assume so. Yes.

24 Q Is it possible that you all discussed this and you

25 just don't recall or what?

Page 24

1 A I explained to her that we back up, we do full

2 backups on Monday and on a Monday, whatever was in her mail

3 box or Tuesday through Friday, if she was at work and her

4 mailbox was changed, it would be on a tape.

5 Q Okay. But what about the issue of -- let me

6 explain to you that you're probably talking to the most

7 computer illiterate person in the room, so have a little

8 patience with me here.

9 A Yes, sir.

10 Q But that still doesn't speak, what you just said,

11 to the issue of the stuff that's still stored on the hard

12 drive, right? I mean, she hasn't gotten rid of it within the

13 window, it may even be beyond the four week period, but it's

14 never been erased off of the hard drive. If she's concerned

15 about that, about erasing her e-mails, wouldn't that still be

16 a problem?

17 A If you're asking me technically, yes. It would be

18 backed up on one of the tapes. If you're asking me if she

19 asked me specifically about that, I don't recall us ever

20 getting that much in depth into that issue. I guess I'm

21 misunderstanding what you're asking me.

22 Q Probably it's just my ignorance. What do you mean

23 by tape set?

24 A We have, as I was explaining, we have a four-week

25 rotation, so four weeks, for each week, we use a tape set of

Page 25

1 six to seven tapes. Now, last Monday, whatever was your
2 mailbox content, we have up on the backup. This Monday is a
3 different set. And if I want to restore what you had on your
4 tape set last Monday, I could go to the last week's set.

5 Q But that's a network wide system, correct? That
6 you're describing.

7 A The backup function?

8 Q Right. The tape backup function.

9 A Right.

10 Q And that doesn't -- correct me if I'm wrong, that's
11 not literally stored on the hard drive of her desktop
12 computer, is it?

13 A The mail file is stored on the hard drive of her
14 computer. When she backs up in the morning, when the person
15 logs into their machine in the morning, a batch file copies
16 all of the specific files, more specifically documents,
17 spreadsheets, mailboxes, up to a backup network drive.

18 Q Okay. What happens to the stuff that's on the hard
19 drive?

20 A It stays there.

21 Q Okay. And that's my question. If you've got a
22 person like Ms. Lewinsky who has apparently come to you, and
23 I'll try to shut up in a minute, and has a concern about
24 erasing among other things e-mail, she's still got -- just as
25 a theoretical issue, she's still got to worry about the stuff

Page 26

1 that's still stored on the hard drive itself, doesn't she?

2 A Well, not necessarily because as soon as you delete
3 mail messages and you exit out of mail, if you have 500 mail
4 messages on that mail file and you delete 400 of them, when
5 there was 500 mail messages, it could have been a mailbox
6 file of 4 megabytes. When you delete 400 messages of that,
7 it becomes maybe a 2 megabyte or a 1 megabyte file, so
8 actually that's what I was saying, it's a dynamic mail file
9 because once you delete all those out, then the only thing
10 that's left is whatever is in your mailbox.

11 MR. WISENBERG: I don't understand but maybe
12 someone else can pick up and help me on this.

13 A JUROR: Sol, the question that you're asking
14 relates to the hard drive itself wherein someone would have
15 deleted a stored message on the hard drive.

16 What Sol is referring to is that even though it's
17 been deleted, it can be accessed if it's not been written
18 over. He's referring to that. It can be retrieved, I should
19 say, rather than accessed, if it hasn't been written over.

20 THE WITNESS: Well, I mean, I guess the best
21 analogy I can think of is if you have a Word document, you've
22 created a letter you wrote to somebody. When you save it,
23 it's a certain file size. Tomorrow, you come in, you change
24 the contents of it and you save it and you save it three or
25 four different, three or four more iterations of it.

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1 The original file you will not be able to pull up
2 and retrieve because it's been written over and that's
3 what -- I guess that's why I'm trying to explain it. The
4 mailbox file itself, every time you receive mail, it creates
5 a new mailbox file. So it's one file. All your mail
6 messages go into that one file.

7 BY MR. WISENBERG:

8 Q Okay. And are you saying that when you do that
9 you're going over, you're writing over on the computer?

10 A You're writing over that file. Correct.

11 Q But you don't remember discussing this specific
12 issue with the issue of stuff stored on the hard drive and
13 how to get rid of it with Ms. Lewinsky?

14 A I explained the way -- and, again, the way I
15 remember the conversation, I was more so talking specifically
16 about the mail file that gets backed up. That's what I
17 thought she was asking me about.

18 Q Do you recall discussing software with her? That
19 is to say did she ask or did you recommend any software she
20 could purchase to help her erase files?

21 A Just do a full erase, to do a non-retrievable erase
22 on the hard drive?

23 Q Right.

24 A No, sir.

25 MR. WISENBERG: I'm sorry. I'm done.

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1 MR. BINHAK: Go ahead.

2 BY MR. TRAVERS:

3 Q Just to clarify, if you have, using your example,
4 500 messages in your mailbox and you delete 400 of them, then
5 on you hard drive, on your computer, you have 100 but on the
6 backups that you described from the network drives, you're
7 still going to have those 500 messages backed up.

8 A From the previous backup. Correct.

9 Q From the previous backup. And that will last for
10 approximately four weeks?

11 A Yes.

12 Q So if somebody has 500 messages on their hard drive
13 and they want to delete 400 and they want to delete those
14 permanently, it's important to know how long the backup is
15 going to be around.

16 A I guess so. Yes.

17 Q And you would also want to know exactly how
18 something is backed up.

19 A Yes.

20 Q How those are stored.

21 A Yes.

22 A JUROR: So on my e-mail screen that says I have
23 500 messages and I delete 400, so on the screen there's only
24 100, but on my hard drive, I still have those 500 because
25 they haven't been written over yet? E-mail is deleted off my

Page 29

1 screen, but still on the hard drive because it hasn't written
2 over?

3 THE WITNESS: With the way that our mail system,
4 the way that the client mail software worked, as soon as you
5 deleted something, it went into a deleted or a wastebasket
6 folder. On most of the PCs, the setting is as soon as you
7 exit out of mail, it purges that wastebasket so then those
8 files are no longer a part of -- those mail messages are no
9 longer a part of that mail file.

10 A JUROR: And you say that software like Norton
11 Utilities can pull those up sometimes?

12 THE WITNESS: Because it's the same file, I've
13 never tried to do a restore, especially on a file that
14 changes as often as the mailbox file, so as far as I know you
15 cannot.

16 A JUROR: Did Monica Lewinsky specifically ask you
17 how to delete mail messages?

18 THE WITNESS: Yes.

19 A JUROR: And what was your response to this fact
20 scenario you just gave us?

21 THE WITNESS: Just to hit the delete key. You find
22 the message, you delete the mail message. And actually that
23 kind of a question was, you know, most users will ask that
24 and once they figure it out, it's actually something you
25 don't even have to ask because it's rather intuitive with the

Page 30

1 tool bar.

2 A JUROR: Okay. Excuse me, then. Let me clarify,
3 during this discussion between December 22nd and 24th, did
4 she ask you about deleting messages, deleting her e-mail
5 messages?

6 THE WITNESS: Yes.

7 BY MR. TRAVERS:

8 Q And just to clarify, when you hit the delete key
9 and delete that message, most likely it's going to be around
10 for four more weeks on your backup system?

11 A Well, if on Monday you backup, Monday that you turn
12 on your machine, it backs up that mail file up to the
13 network, Monday night it gets backed up, Tuesday you come in
14 and you delete all those messages on your hard drive, those
15 mail messages will not be, but on the tape from the previous
16 night they will.

17 Q Right. So there will still be a backup of those.

18 A Right. On the network as well as on the tape.

19 Q And you explained to her the system by which those
20 backups are made.

21 A Yes.

22 Q And how long they're kept.

23 A Right.

24 A JUROR: What I understood you to say earlier is
25 that the e-mail that you receive is saved on your hard drive

Page 31

1 in a specific location such that even if you delete it, the
2 next morning when you have additional mail, one would store
3 it in that same spot, so it's written over the old deleted
4 messages. Is that correct?

5 THE WITNESS: No. The mail file itself, it's just
6 one large file. If you delete a mail message, it's just like
7 deleting a page off of a document. The page goes away. I
8 mean, that's the best way I can describe it. I can't figure
9 out a better way to describe it, but if you delete a page off
10 of a document, it's the same concept and you add in another
11 page and that's the way -- when you receive mail in, it's
12 like adding another page.

13 If you go to page 2, you decide you don't want it
14 any longer, you delete the entire contents of page 2 and you
15 save that document, then page 2 is no longer there.

16 BY MR. WISENBERG:

17 Q It's no longer where?

18 A It's no longer on the hard drive in that one
19 specific file.

20 A JUROR: Does it get written over?

21 THE WITNESS: Yes.

22 A JUROR: By the next message?

23 THE WITNESS: No. The messages -- it's like having
24 a pail and as you get messages you're throwing these items
25 into that same pail. If you decide that you don't want some

Page 32

1 of those items out of that pail, you just take them out of
2 the pail and the pail itself more or less will grow as you
3 add more items to the pail and the contents will decrease as
4 you take more items out. I'm trying to think of the best
5 analogy to describe it, but that's as close as I can get.

6 BY MR. WISENBERG:

7 Q And the pail is what? The pail is the hard drive
8 or the pail is your screen that's showing you all the
9 messages?

10 A The pail is the mailbox file. It's that one file.
11 Our mailbox -- the mailbox is just one file.

12 A JUROR: On the hard drive?

13 THE WITNESS: Yes.

14 BY MR. TRAVERS:

15 Q So if the pail is full with 500 messages and you
16 delete 400, the next day your pail is mostly empty.

17 A Mm-hmm.

18 Q Then it's going to be very difficult to get those
19 400 deleted messages from the hard drive, because you've
20 overwritten the mailbox file.

21 A Right. But it's not impossible to pull it from the
22 network backup.

23 Q Because there's a copy of the full pail on the
24 network.

25 A On the tape. Yes.

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1 A JUROR: Which will be in existence for four
2 weeks.
3 THE WITNESS: For a four-week rotation. Correct.
4 MR. WISENBERG: We had a question back here.
5 A JUROR: How many times did Monica talk to you or
6 contact you?
7 THE WITNESS: About this specific issue?
8 A JUROR: Yes.
9 THE WITNESS: That was the only time she asked me
10 about the backups and things of that sort, but she's asked me
11 about -- for instance, where her SMPT address was, where Mr.
12 Bacon's SMPT address was, when she couldn't open her mail or
13 anything else.
14 BY MR. TRAVERS:
15 Q Just for clarification, an SMPT address is
16 information she needs to send and receive e-mail with people?
17 A Across the Internet. Within our post office, you
18 don't need it, but if I was sending something to my sister
19 who works at a different office that's not within our post
20 office, I would have to send it to her through the Internet.
21 BY MR. BINHAK:
22 Q All right. Let me ask you a few more questions.
23 The first one is let me go back to this pail analogy for a
24 moment. You've got 400 e-mails in the pail, you erase 300
25 and you turn on the computer the next morning. Has the

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1 computer overwritten all 300 of those e-mails that you
2 erased? Or has it just taken away some kind of pointer or
3 notation so that they could still be found with the right
4 kind of utility?
5 A If you're talking about recovery of specific e-mail
6 messages off of a mailbox file, I couldn't tell you about
7 whether or not you can recover that, but once you delete
8 those messages, the mailbox file changes in size. When you
9 log in the next morning, it moves that copy of the mailbox up
10 to the network.
11 Q But I'm talking about now the hard disk, just
12 putting aside the network right now. You have the 500
13 e-mails in there and you erase 400 of them. You delete 400
14 of them from your machine on Tuesday night and Wednesday
15 morning you come in.
16 With the right utility, would it be possible to
17 restore from your hard drive those deleted -- or at least
18 some of those deleted -- messages or have all those been
19 overwritten absolutely for sure?
20 A I couldn't tell you. I'm not sure.
21 Q Okay. Did you or anyone that you know about from
22 your team of Booz-Allen people erase anything from Monica
23 Lewinsky's computer?
24 A Her hard drive?
25 Q Yes.

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1 A Documents or anything?
2 Q Right. Let me break that down again. Did you
3 erase anything from it?
4 A No.
5 Q Are you aware of anyone else on your team that
6 would have done that?
7 A No one else on the team typically would even go
8 over there. No. We're never in the habit -- whenever we're
9 going to help somebody, we're not going over there to help
10 them delete messages. Most people know how to do that
11 themselves.
12 MR. BINHAK: Let me talk about a meeting that
13 occurred on January 27, 1998 at the Pentagon. I'm going to
14 show you a grand jury exhibit which I'm going to mark as
15 FS-1.
16 (Grand Jury Exhibit No. FS-1 was
17 marked for identification.)
18 BY MR. BINHAK:
19 Q Have you seen this document before?
20 A I've seen it in passing. Yes.
21 Q Okay. Now, this meeting, it says "On Friday,
22 January 23, 1998, returned from meeting" and your name is --
23 well, "After a discussion about the turnover of computer
24 equipment to general counsel, I was told to take Monica's and
25 Linda's PC and give them another PC. The following actions

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1 took place with Rick Silva, Floyd Sparks," is that you, Floyd
2 Sparks?
3 A Yes.
4 Q Who is Rick Silva?
5 A Rick Silva is the chief of IRAM.
6 Q That's a person from your team?
7 A No, he's a government person. He's our client.
8 Q Chris Harrell?
9 A Yes.
10 Q Who's that?
11 A He's a member of my team.
12 Q Jody Johnson?
13 A A member of my team.
14 Q Tracey Antonson?
15 A A member of my team.
16 Q Nancy Gorsky?
17 A She's government.
18 Q Lieutenant Senum?
19 A I don't know who he is.
20 Q Quigley?
21 A I don't know him.
22 Q And Pat Purcell?
23 A She's a federal government person.
24 Q "The dates for the actions are from January 23,
25 1998 to January 27, 1998 at 12:30 for IRM." Have I correctly

Page 37

1 read that document to you?

2 A Mm-hmm.

3 Q Okay. These are actions that were taken in order

4 to -- in response to a subpoena from our office for Ms. Tripp

5 and Ms. Lewinsky's computer, is that correct?

6 A Mm-hmm.

7 MR. WISENBERG: You have to say yes or no.

8 THE WITNESS: Oh, I'm sorry. Yes.

9 MR. WISENBERG: Thank you.

10 BY MR. BINHAK:

11 Q Can you describe, and you can use that document to

12 refresh your recollection, if you'd like, what actions were

13 taken with regard to the subpoena.

14 A I remember taking Linda Tripp's PC and using

15 Laplink and making an exact duplicate of her PC and taking

16 that one back downstairs to her office.

17 Q And let me ask you a question about Linda Tripp's

18 computer and Laplink. When you use Laplink, my understanding

19 is that that's -- you take a cable and you connect two PCs

20 and by virtue of the cable and the software you make a

21 duplicate of the files that are on -- if you have computer A

22 and you have computer B and computer A is the computer you

23 want to make a backup of, you connect computer B to computer

24 A, you use the software and then computer B contains all the

25 files on computer A. Is that correct?

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1 A Yes.

2 Q Okay. That's what Laplink does.

3 A Correct.

4 Q That Laplink process will only copy and duplicate

5 live files, correct?

6 A Correct.

7 Q It will not duplicate the slack space on the

8 computer or any files that are not active.

9 A That were deleted, no. Not that I'm aware of.

10 Q Okay. Now, are you familiar with the subpoena that

11 our office sent over to the Department of Defense for Linda

12 Tripp's and Monica Lewinsky's computer?

13 A As far as I remember, we were just told to take

14 care of these items and that the FBI or somebody was going to

15 come and take possession of them.

16 Q Okay. Let me ask you this question. If you wanted

17 to preserve the integrity of a computer in the sense you

18 wanted a complete duplicate of the entire hard drive, would

19 you use Laplink to do that?

20 A Down to even the deleted files?

21 Q Yes.

22 A No.

23 Q All right. Is there a protocol that you're aware

24 of that Booze-Allen or at the Pentagon in general for

25 responding to subpoenas and maintaining the documents, the

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1 evidentiary integrity of computers?

2 A Can you repeat that?

3 Q Is there a protocol or a methodology that either

4 Booze-Allen has in place or the Pentagon has in place for

5 responding to subpoenas for computers in order to maintain

6 the evidentiary integrity of the computer? That is, to make

7 a full copy of everything, erased and non-erased, on a hard

8 drive? Are you aware of --

9 A Not that I'm aware of. No.

10 Q So you're not aware of one at Booze-Allen?

11 A No.

12 Q And you're not aware of one at the Pentagon.

13 A Correct.

14 Q When you were told to backup Linda Tripp's

15 computer, did you know that that was in response to the

16 subpoena?

17 A In the back of my mind, I figured it had to do with

18 something with that, but we were not ever told directly that

19 it was a subpoenaed item.

20 Q Did anybody tell you to use the Laplink process to

21 duplicate the files on her computer?

22 A In the capacity of my job, they asked me if there

23 was a way to make an exact copy of her hard drive, take the

24 copy or the duplicate machine down there to her desk site and

25 the only way that I knew of to do that was with Laplink.

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1 Q So it was your decision, then, to use the Laplink.

2 A Yes.

3 Q But you're saying right now that that would not

4 maintain the integrity of the unsaved or deleted or not live

5 files on the computer.

6 A As far as -- like I said, the way that the

7 information was disseminated to me was they wanted to take

8 possession of Linda Tripp's PC but at the same time have a

9 duplicate copy.

10 Based upon that information, given the fact that we

11 were going to take a duplicate down to her desk site, that

12 was not the PC that was going to be taken into custody or

13 whatever, so that was the recommendation that I had based

14 upon the utilities that we had.

15 Q All right. I'm just trying to find out exactly

16 what happened, so don't take it as though I'm accusing you or

17 anybody of anything. We're just trying to get to exactly who

18 made the decisions and what decisions were made, so let me go

19 over this thing again slowly.

20 Based on what you told, that there was a duplicate

21 machine coming down to Linda Tripp's desktop and that her

22 machine was going to be taken away and put somewhere else and

23 you were told to make sure that the new machine that was

24 coming down would be an exact duplicate of what Linda Tripp

25 had on her machine, is that correct?

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1 A Correct.

2 Q And so in order to perform that task that you had

3 been assigned, you used this Laplink system to make the

4 duplicate machine, an exact copy of the machine that was

5 formerly on Linda Tripp's desk. Is that correct?

6 A Correct.

7 Q But you've just told the grand jury now that by

8 using the Laplink system that you are only duplicating the

9 live files on Linda Tripp's machine. Is that correct?

10 A Correct.

11 Q Okay. So then in fact it was not an exact

12 duplicate that you made, it was just a duplicate of the live

13 files and that anything that was erased or in the slack space

14 of Linda Tripp's computer would not have been on the

15 duplicated machine.

16 A Correct.

17 Q Now, is it accurate to say that just by doing the

18 Laplink process that some of the slack space on the Linda

19 Tripp original machine would be altered because there would

20 be some overwriting as part of the process of using Laplink

21 and duplicating?

22 A No.

23 Q That is not true?

24 A No. As far as I know, with Laplink, Laplink does

25 not affect the machine that you're copying from. It takes a

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1 copy of those files. It's just like copying a file from your

2 hard drive to a floppy. You're not changing the composition

3 of that file that's on your hard drive when you copy it to

4 the floppy. And, in essence, that's all that Laplink does.

5 Q Okay. Now, when you booted up Linda Tripp's

6 computer, the original Linda Tripp computer, in order to

7 start the Laplink process, would that have changed or

8 overwritten the contents of the slack space in Linda Tripp's

9 hard drive?

10 A Only if when you run the backup it changes the

11 archive bit on those files, which does not change the file

12 composition, but it changes the archive bit because that's

13 the only way we can tell whether a file's been changed. And

14 I don't recall whether or not I canceled the backup when I

15 booted her machine up.

16 Q Okay. So it's possible, then, that some of the

17 contents of the hard drive would have been overwritten or

18 changed as a result of booting up the machine.

19 A The only thing that would change would be the file

20 attributes.

21 BY MR. TRAVERS:

22 Q What about Windows temporary files?

23 A When you boot up Windows, it will purge the

24 temporary files.

25 Q And when you say purge --

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1 A It erases them.

2 Q It erases them?

3 A Actually, as soon as you exit out of Windows, if

4 you do not have an abrupt exit out of Windows, those

5 temporary files are for the most part deleted.

6 Q And when you booted up Linda Tripp's computer, did

7 you boot up Windows?

8 A Yes.

9 Q So when you booted up Linda Tripp's computer, it

10 did purge the Windows temporary files?

11 A It possibly could have. Yes. If you're asking me

12 definitely, no, I don't know.

13 BY MR. BINHAK:

14 Q Is there a way to copy a hard drive exactly such

15 that nothing will change, not even a purging of any temporary

16 files or any other files on the hard drive, saved or unsaved?

17 A I'm sure there is, but I don't know of it.

18 Q Did anybody tell you to not use such a process on

19 Linda Tripp's computer?

20 A The Laplink?

21 Q Did anybody instruct you to not use a system that

22 would completely copy exactly the contents of the hard drive

23 as it was when it was sitting on the desk before you got

24 there?

25 A I'm sorry. I'm trying to understand. You're

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1 saying did anybody instruct me not to use a utility that

2 would make an exact copy?

3 Q Yes.

4 A No.

5 BY MR. WISENBERG:

6 Q Isn't that called imaging? Isn't there something

7 called imaging where you can make -- you're essentially

8 taking a picture of the hard drive and you don't lose

9 anything, like losing temp files you talked about?

10 A If the temp file was on the hard drive, then it

11 would have been copied over because it's an actual file.

12 Like I said, no one instructed me not to use something that

13 would make an exact copy. No one instructed me.

14 And, like I said, based upon my best professional

15 knowledge, I figured Laplink was the only way that I knew of

16 to make an exact copy of a hard drive regarding the files

17 that are visible to the user.

18 Q How about this imaging that I mentioned? Are you

19 familiar with that?

20 A I've heard that there is imaging software, but I

21 was more familiar with Laplink, so I couldn't speak to you of

22 this imaging software.

23 Q Do you know what imaging is? I mean, for those of

24 us who aren't experts. If you could give us a nutshell

25 definition of imaging.

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1 A I guess the best way to describe it would be if you
2 were looking -- it's like taking the hard drive and taking
3 its reflection out of the mirror and placing it at a
4 different destination.

5 BY MR. BINHAK:

6 Q So you did not do that process, the imaging
7 process.

8 A No, I did not.

9 Q And no one told you not to do that?

10 A No, they did not.

11 Q That was a decision you made on your own, based on
12 the tasks that you were given.

13 A Yes.

14 Q Do you remember who gave you the task to deal with
15 Linda Tripp's computer, duplicate it?

16 A To be honest, I don't recall. It would have been
17 either Rick Silva or Bonnie Nicholson.

18 Q Did anybody suggest to you or intimate to you or in
19 any way instruct you that it would be okay not to have a
20 complete image of Linda Tripp or Monica Lewinsky's hard drive
21 when you were doing the duplication?

22 A No.

23 Q Did you have anything to do with Monica Lewinsky's
24 computer and the duplication of that?

25 A As far as I remember, they just took possession of

1 THE FOREPERSON: Absolutely had a quorum.

2 MR. BINHAK: Thank you very much.

3 (The witness was excused.)

4 (Whereupon, at 1:00 p.m., the taking of testimony
5 in the presence of a full quorum of the Grand Jury was
6 concluded.)

7 * * * * *

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1 hers because at that time a new person came in and they gave
2 her a new PC. I was not in the office at the time. There
3 were three or four days I was not in while they were doing
4 some of these things.

5 Q Okay. So you dealt with Linda Tripp's but not with
6 Monica Lewinsky's.

7 A Correct.

8 Q Were you at any of these meetings that surrounded
9 the decision -- let me ask it a different way. Did you
10 attend any of the meetings where there was a decision made
11 about what to do with Monica Lewinsky's computer or Linda
12 Tripp's computer in response to a subpoena from the Office of
13 Independent Counsel?

14 A No, I was not.

15 Q So you were simply following the instructions that
16 were given to you from people who attended the meeting.

17 A Correct.

18 MR. BINHAK: All right, Mr. Sparks. Let me ask you
19 to just step outside of the room for a moment. There's a
20 possibility that the grand jurors will have some additional
21 questions for you. If they do, I'll ask you to come back.
22 If not, you will be free to leave.

23 And, Madam Foreperson, just for the record, there
24 were no unauthorized people in the room and we had a quorum
25 the whole time.



MFR

To: WHOM IT MAY CONCERN

From: Bonnie Nicholson

Date: January 27, 1998

Subject: Computer Requirements

On Friday, Jan 23, 1998, returned from meeting with CAPT Doubleday, Pat Bursell, Celia Hoke, Jamie Graybeal, Rick Silva, and Bonnie Nicholson after a discussion about the turnover of computer equipment to General Counsel. I was told to take Monica's and Linda's PC and give them another PC. The following actions took place with Rick Silva, Floyd Sparks, Chris Harrell, Jodi Johnson, Traci Antonson, Nancy Gorski, LT Seaman, Quigley, and Pat Bursell. The dates for the actions are from January 23, 1998 to January 27, 1998 at 12:30 P.M. for IRM.

- Friday* -
- (3:15 P.M., Jan 23) perform a backup of Monica's PC so the info could be copied to another PC for Ms. Shender (*Monica's Representative*)
 - checked Ms. Shender's backup for accuracy
 - took PC from Ms. Shender's desk and put in IRM lab
 - took another PC to Ms. Shender's desk and setup the calendars and update macros
 - discussed in meeting that several copies of the info was required. At that time, Rick Silva went to BTG to purchase the ZIP disks for the copies
 - Friday, (4:15 P.M.), Jan. 23) Rick Silva disconnected Tripp's PC and put in IRM lab for a backup and a laplink process of info to another CPU. Worked was completed and on Saturday, Floyd + *Pat Bursell* took the CPU to DPCR and installed at Tripp's desk
 - Floyd Sparks did all of the backup copies which included Monica's and Linda's complete backup for three weeks and the mailboxes on Friday, Jan 23 and Saturday, Jan 24
 - Monday, January 26, a meeting was held in the FO. Attendees were Mr. Bernath, Mr. Wilson, Pat Bursell, Bonnie Nicholson, Celia Hoke, CAPT Doubleday. At that time, the discussions were about Tripp working at home, who will print Tripp's e-mail, and status of computer printouts.
 - Monday, January 26, Traci Antonson viewed all contractor's mailboxes for verification for mail to and from Tripp and Lewinsky. All documents were given to Pat Bursell. Rick Silva gave Pat Bursell his info on Friday, Jan. 23.
 - Monday, January 26, Chris connected Tripp's and Lewinsky's old PC to the network. At that time, he started printing all info

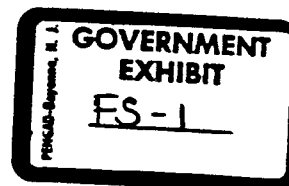
*See Monica's
Submissions*

(Sgt. (Lewinsky))

- ~~Lewinsky's mailbox. Around 5 P.M. the task was to be turned over to Gorski.~~ Around 10:15 A.M., Seaman (Tour Office) starting printing Tripp's e-mail. Around 4 P.M. the PC was relocated to DM, 2E811, for another person to pickup the task of printing Tripp's mailbox. As of Tuesday, 11:30 A.M., IRM doesn't know the status of the print task.
- On Monday, Jan. 26., Pat Bursell was having a telephone conversation with Brad, GC. Bonnie walked into Pat's office and was asked to join the conversation. Brad ask what the type of media would they be receiving. I explained to him that we used zip disk and he would need a zip drive and PKUNZIP software. He said ~~he wasn't~~ computer savvy and he would check with his computer support. I haven't heard or received any messages from him on this subject.
 - On Tuesday, Jan. 27, a meeting was held in the FO with Mr. Bernath, Pat Bursell, Nancy Gorski, Jamie Graybeal, and Bonnie Nicholson. The only part of discussion IRM participated was the discussion of the computers. Previous info within that meeting that was discussed, IRM has no knowledge.
 - ~~On Tuesday, Jan. 27, Jodi Johnson printed the documents on the Dell laptop that was used by the FO travel team. We were told that the laptop had to be given to GC. The Dell laptop and all documents were given to Pat Bursell. A hand receipt was issued and Pat Bursell will follow-up with GC on the signatures.~~
 - On Tuesday, Jan. 27, three sets of zip disk (9 per set) were given to Pat Bursell. The contents of the tapes are Tripp and Lewinsky backups for 1/23/98; Tripp and Lewinsky backups for 12/29/97 and 1/5/98; Tripp's mailbox; Lewinsky's mailbox. Another set of tapes will be put in DM's safe in 2E811.
 - On Tuesday, Jan. 27, Lewinsky's CPU was given to Pat Bursell with a hand receipt. Pat Bursell will follow-up with GC for signatures.
 - On Tuesday, Jan. 27, some tapes of transcripts were found in the FO travel computer bag. All tapes were given to Mr. Bernath.

1/28/98 - Secured Tripp's R. (Lead DFOI Vault)

1/29/98 -- Requested all ^{Lewinsky's} discs from J. Graybeal... I Kai duplicating and printing disc. index
 -- C. Hoke. Prov. de Tripp's ~~discs~~ ^{discs} - emphasized she needs a copy - mostly JCOC information



- 1 -

OFFICE OF THE INDEPENDENT COUNSEL

Date of transcription 4/20/98

FLOYD SPARKS, JR., Computer Consultant, sub-contractor from BOOZE, ALLEN, & HAMILTON, INC., and assigned to the Office of Information Resource Management (IRM), U.S. Department of Defense, was interviewed in the offices of the Pentagon General Counsel, on March 9, 1998. Also present was Ms. IVEY MARTINS, Corporate Counsel, from BOOZE, ALLEN, & HAMILTON, INC., 8283 Greensboro Drive, McLean, Virginia, and Deputy General Counsel for the Pentagon, BRADLEY WEIGMANN. Representing the Office of the Independent Counsel were Special Agents (SAs) [REDACTED] and [REDACTED], Federal Bureau of Investigation (FBI), and JIM RICKARDS, Computer Support, OIC.

After a brief explanation of the purpose of the interview, SPARKS advised that MONICA S. LEWINSKY had requested his assistance on how to erase certain files and e-mail messages from her desk computer located just outside the Office of the Secretary of Defense for Public Affairs, KENNETH BACON. This request came approximately one week prior to her resignation, because he had already been notified of her pending departure. He was not approached personally by LEWINSKY, but was assigned to assist her after she contacted the IRM help line. When they met, she acted excited and agitated about her concerns in erasing information and pressed SPARKS for instructions.

LEWINSKY told SPARKS that, based on discussions she had with LINDA TRIPP, LEWINSKY understood that deleted files and e-mail from her computer could still be retrieved later, unless erased. LEWINSKY was concerned that other employees who occasionally utilized her computer could retrieve and read her personal communications. She was specifically concerned about e-mail she had sent, more than ones she may have received.

SPARKS instructed LEWINSKY on how to erase her e-mails in a brief meeting just outside her office. He explained that e-mail messages received or sent, which were deleted the same day, did not get automatically backed up in the Pentagon's back-up system. All other messages were recorded and saved for four weeks on a rotational schedule at an off-site facility. This was done to maintain the integrity of the computer files in case of a

Investigation on 3/09/98 at Washington, D.C. File # 29D-OIC-LR-35063
by [REDACTED] /pf Date dictated 4/20/98

29D-OIC-LR-35063

Continuation of OIC-302 of FLOYD SPARKS, JR. . On 3/09/98 . Page 2

national emergency. After four weeks, tapes were rotated back and used over again to record communications. Once new information was recorded over the backed up information, the old information was written over.

SPARKS advised that once he carefully explained the procedures to LEWINSKY she returned to her desk. He never physically went to her computer, and he was never re-contacted by LEWINSKY for further assistance. In his opinion, SPARKS believed that he had solved her problem. He also had no information, or knowledge, that any other IRM computer specialists were ever enlisted by LEWINSKY to provide further assistance.

According to SPARKS, his boss, BONNIE NICHOLSON, had instructed IRM employees that it was a department policy to provide instruction, but not actually perform operations for employees seeking advise. Additionally, there was a policy that IRM employees were forbidden from entering an employee's personal computer to delete files. However, IRM did issue bulletins encouraging employees to occasionally erase old temporary, cache, and e-mail files in order to make space on the hard drive which had a finite capacity.

SPARKS advised that neither he nor his IRM associates were provided the computer software tools such as "utilities," which could permanently erase information from a hard drive. He also advised that he had no software to perform image processing of a hard drive.

Ms. IVEY MARTINS, the BOOZ, ALLEN, & HAMILTON, INC. attorney, representing SPARKS and their employer requested any further contact with her client be channeled through her office. Thereafter, SPARKS provided a home address of [REDACTED]
[REDACTED]

George Stephanopoulos, 2/3/98

Grand Jury

Page 1 to Page 113

CONDENSED TRANSCRIPT AND CONCORDANCE
PREPARED BY:

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Page 1

[1] UNITED STATES DISTRICT COURT
[2] FOR THE DISTRICT OF COLUMBIA
[3] IN RE:
[4] GRAND JURY PROCEEDINGS
[5]
[6]
[7] Grand Jury Room No. 4
[8] United States District Court
[9] for the District of Columbia
[10] 3rd & Constitution, N.W.
[11] Washington, D.C. 20001
[12] Tuesday, February 3, 1998
[13] The testimony of GEORGE ROBERT STEPHANOPOULOS was
[14] taken in the presence of a full quorum of Grand Jury 97-2,
[15] impaneled on September 19, 1997, commencing at 1:53 p.m.,
[16] before:
[17] BRUCE UDOLF
[18] SOLOMON WISENBERG
[19] STEPHEN BINHAK
[20] DAVID BARGER
[21] Office of Independent Counsel
[22] 1001 Pennsylvania Avenue, Northwest
[23] Suite 490 North
[24] Washington, D.C. 20004
[25]

Page 5

[1] Mr. Udolf has now left the grand jury room, and let the
[2] record reflect there are no unauthorized persons in the grand
[3] jury. Is that right, Madam Foreman?
[4] THE FOREPERSON: That is correct.
[5] BY MR. WISENBERG:
[6] Q I'm now going to read you your rights and
[7] responsibilities as a grand jury witness. You have a
[8] privilege against self-incrimination, which means you may
[9] refuse to answer any question if a truthful answer to the
[10] question would tend to incriminate you. Do you understand
[11] that?
[12] A I do.
[13] Q Anything you do say may be used against you by the
[14] grand jury or in a subsequent legal proceeding. Do you
[15] understand that?
[16] A I do.
[17] Q If you have retained counsel, of course, he or she
[18] cannot sit with you in the grand jury room here, but the
[19] grand jury will permit you a reasonable opportunity to step
[20] outside the grand jury room to consult with counsel if you so
[21] desire. Do you understand that?
[22] A I do.
[23] Q I understand you have counsel here today; is that
[24] correct?
[25] A That is.

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[1] Whereupon,
[2] GEORGE ROBERT STEPHANOPOULOS
[3] was called as a witness and, having been first duly sworn by
[4] the Foreperson of the Grand Jury, was examined and testified
[5] as follows:
[6] EXAMINATION
[7] BY MR. WISENBERG:
[8] Q I've been asked to ask you to both state and spell
[9] your name for the record.
[10] A My name is George Robert Stephanopoulos. And it's
[11] spelled S-t-e-p-h-a-n-o-p-o-u-l-o-s.
[12] Q Mr. Stephanopoulos, my name is Sol Wisenberg, and
[13] I'm an attorney for the Office of Independent Counsel. With
[14] me today are my colleagues, David Barger, Steve Binhak, and
[15] Bruce Udolf, also of the Office of Independent Counsel, as
[16] well as the court reporter and the members of the grand jury.
[17] I'm going to start off by explaining a few things
[18] about our authority, and what we're doing here, as well as
[19] your rights and responsibilities.
[20] I will occasionally ask you whether or not you
[21] understand what I'm saying, and I'll ask you to say "Yes,"
[22] "No," "Maybe," as opposed to shaking your head or saying "Uh-
[23] uh" or "Uh-huh."
[24] A Right.
[25]

Page 4

[1] Q This grand jury is federally impaneled by a United
[2] States District Court judge here in the District of Columbia,
[3] and we're conducting an investigation of possible violations
[4] of federal criminal laws involving possible perjury,
[5] obstruction of justice, and subornation of perjury. Do you
[6] understand?
[7] A I do.
[8] Q I'm going to read to you from a portion of the
[9] court order authorizing a portion of our investigation, and
[10] this is from the United States Court of Appeals for the
[11] District of Columbia Circuit, based on an application from
[12] our office and Attorney General Reno.
[13] "The Independent Counsel shall have jurisdiction
[14] and authority to investigate, to the maximum extent
[15] authorized by the Independent Counsel Reauthorization Act of
[16] 1994, whether Monica Lewinsky or others suborned perjury,
[17] obstructed justice, intimidated witnesses, or otherwise
[18] violated federal law, other than a Class B or C misdemeanor
[19] or infraction, in dealing with witnesses, potential
[20] witnesses, attorneys, or others concerning the civil case,
[21] Jones v. Clinton."
[22] Do you understand that portion that I've read to
[23] you?
[24] A I do.
[25] MR. WISENBERG: Let the record reflect that

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[1] Q And who would that be?
[2] A Stanley Brand.
[3] Q All right. We are bound -- that is myself, my
[4] colleagues, the grand jurors, and the court reporter are
[5] bound -- with certain exceptions, we're bound by an oath of
[6] secrecy, which means we cannot go out and blab what you say
[7] here today on the courthouse steps, we can't leak it to the
[8] media, we can't talk about it.
[9] Do you understand that?
[10] A I do.
[11] Q You, however, are not subject to any secrecy. You
[12] understand that.
[13] A I understand that.
[14] Q Whether or not you talk about it and how you talk
[15] about it is between you and your attorneys. You understand?
[16] A I do.
[17] Q Now, I'll give you an example of some of the
[18] exceptions to secrecy that is required of us. We can tell
[19] certain FBI agents, who are on what's called a 6-E list,
[20] about what happens in the grand jury. We can tell them about
[21] that.
[22] Of course, they, too, are bound by the oath of
[23] secrecy. Do you understand that?
[24] A (Nodding.)
[25] Q You've got to say yes or no.

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[1] A Yes. I'm sorry. Yes.
[2] Q If there were to be a later trial -- I'm not saying
[3] that would happen, but if there were ever to be a trial
[4] arising out of this investigation, and you were to testify at
[5] trial and say something differently than you say here today,
[6] we could take your transcript and say, "He said something
[7] different in front of the grand jury."
[8] And that would be an example of where the secrecy
[9] rule would be violated. But that would be allowed. Do you
[10] understand that?
[11] A I understand that, yeah.
[12] Q There are also special occasions when the
[13] independent counsels can have an exception to the secrecy
[14] rule having to do with reporting functions to Congress, and
[15] those, I believe, still have to be authorized by a court of
[16] law. Do you understand that?
[17] A I do.
[18] Q With those exceptions --
[19] A Actually, may I ask a follow-up on that question?
[20] Q Certainly.
[21] A Not that it's -- if the independent counsel were to
[22] file a report with the Congress for purposes of
[23] constitutional responsibilities they have, they can turn over
[24] my testimony -- he can turn over my testimony.
[25] A I cannot with 100 percent certainty give you an

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(1) answer. I might be able to give it to you by the end of the
 (2) day. But I'll tell you that my understanding is, with proper
 (3) court authorization, we would be able to -- the independent
 (4) counsel would be able to either describe that in a general
 (5) way or turn portions of it over.
 (6) A Okay.
 (7) Q But I will -- I can get clarification for that by
 (8) the time you're through testifying. Or, if you would like,
 (9) we can take a five-minute break --
 (10) A There's no need to take a break, but by the end of
 (11) the day, that would be nice.
 (12) Q Okay. There are generally two official or
 (13) technical categories of grand jury witness, target and
 (14) subject. I'm going to define what "target" is out of the
 (15) U.S. Attorney's Manual.
 (16) A target is defined as, "A person to whom the
 (17) prosecutor or the grand jury has substantial evidence linking
 (18) him or her to the commission of a crime, and who, in the
 (19) judgment of the prosecutor, is a putative defendant."
 (20) Do you understand that definition?
 (21) A I do.
 (22) Q You are not a target. Do you understand that?
 (23) A I'm very happy about that, yes.
 (24) Q A subject, which is a much broader definition, is
 (25) defined as, "A person whose conduct is within the scope of

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(1) the grand jury's investigation."
 (2) Do understand that?
 (3) A I do.
 (4) Q As you can tell, that's a very broad definition,
 (5) and, as a technical matter, you are a subject. You
 (6) understand that?
 (7) A I do, and is that analogous to "witness"?
 (8) Q Well, I'm glad you asked that question, and the
 (9) next thing I'm going to tell you is -- in answer to your
 (10) question is, an informal system has developed among
 (11) prosecutors and defense attorneys, and the categories are
 (12) witness, subject, and target.
 (13) The reason for that is, "subject" is so broad
 (14) somebody could technically be a subject, and be very close to
 (15) being a target, or be somebody that we're just interested in
 (16) as a witness.
 (17) So a more informal system has developed, witness,
 (18) subject, target, with subject more or less being somebody who
 (19) is not a target yet, but the grand jury is certainly
 (20) interested in hearing from them and might have some
 (21) suspicions. Let's put it that way. Do you understand?
 (22) Whereas a witness would be somebody just coming in,
 (23) and we just want information from them, no suspicion cast on
 (24) them at all.
 (25) That's the informal distinction between witness,

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(1) subject, and target that has kind of grown up, and under that
 (2) system, you would be a witness here today.
 (3) A Thank you.
 (4) Q Okay, now, I guess, first, do you understand how
 (5) I've kind of informally described those?
 (6) A Yeah. I think within the universe of subjects, I'm
 (7) considered closer to a witness than a subject.
 (8) Q Precisely. Now, however -- and this is important --
 (9) nobody can be guaranteed, whether witness or subject, that
 (10) you will never be a target. Do you understand that?
 (11) A I understand, yeah.
 (12) Q The investigation is developing, and it's just not
 (13) something that we can promise to anybody.
 (14) A I understand.
 (15) Q But with that important qualification, you would be
 (16) considered -- you are considered by us to be a witness. Do
 (17) you understand?
 (18) A Yes.
 (19) Q You are here today pursuant to subpoena; is that
 (20) correct?
 (21) A Yes, sir.
 (22) Q And we appreciate your appearing on what was very
 (23) short notice. We appreciate the cooperation of you and your
 (24) attorney.
 (25) A I appreciate you moving it up a day because that

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(1) made my life a lot easier.
 (2) Q And we did not ask for any documents; is that
 (3) correct?
 (4) A That is correct.
 (5) Q You understand that you cannot commit perjury.
 (6) correct?
 (7) A I sure I hope I don't.
 (8) Q Perjury is an intentionally false statement about a
 (9) material matter. You understand that.
 (10) A Right, I do understand that, yes.
 (11) Q I didn't mean to sneak that up on you. It's just
 (12) I've got my checklist of things I'm going to make sure you
 (13) know about.
 (14) And I hope, finally, here in our rights and
 (15) responsibilities -- and this is very important -- that if
 (16) there's any question that I or my colleagues ask that you
 (17) don't understand, that you would ask us to repeat it, and
 (18) we'll try to be clearer about it.
 (19) A Yeah.
 (20) Q Okay? Is there anything about your rights and
 (21) responsibilities as a grand jury witness that you do not
 (22) understand?
 (23) A No.
 (24) Q All right. I want to ask you a little bit about
 (25) your background. First, what is your current position or

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(1) title?
 (2) A I'm a visiting professor at Columbia University,
 (3) and I'm a political analyst at ABC News, and I write for
 (4) Newsweek.
 (5) Q What do you teach at Columbia?
 (6) A Political science.
 (7) Q Tell us where you were born.
 (8) A I was born in Fall River, Massachusetts.
 (9) Q And where did you grow up?
 (10) A I grew up in Massachusetts and New York and
 (11) Cleveland, Ohio.
 (12) Q Where, in Manhattan or Upstate or --
 (13) A Steve and I went to the same grade school, Purchase
 (14) School.
 (15) Q All right. Where did you attend college?
 (16) A Columbia University.
 (17) Q And what was your postgraduate work?
 (18) A Oxford University.
 (19) Q Were you on some kind of a scholarship?
 (20) A I was a Rhodes Scholar.
 (21) Q All right. What was your field at Columbia?
 (22) A Political science.
 (23) Q Tell us about your postgraduate, post-Rhodes
 (24) Scholar experience. Did you then enter into --
 (25) A Well, at Oxford I studied theology, not politics.

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(1) And then I went to Capitol Hill and worked for Congress for
 (2) several years. Also worked in the 1988 presidential campaign
 (3) for Michael Dukakis. Came back to the Congress, worked for
 (4) Congressman Richard Gephardt from 1989 to 1991.
 (5) In September 1991 I met Governor Bill Clinton of
 (6) Arkansas. I moved to Little Rock, worked for him in the
 (7) campaign, and then in the White House through December 31,
 (8) 1996.
 (9) Q What year did you first go to Capitol Hill?
 (10) A The first time I went was 1983. I worked there for
 (11) a year-and-a-half for a congressman named Edward Feighan from
 (12) Ohio, and then I went to Oxford. Then I came back and worked
 (13) for Mr. Feighan again --
 (14) Q Starting when? Do you recall what year?
 (15) A The second time?
 (16) Q Right.
 (17) A In '89 -- fall of 1986 through the winter of 1988,
 (18) and then went to the Dukakis campaign, worked briefly in New
 (19) York for the New York Public Library, but then returned to
 (20) Washington in the summer of 1989, where I worked for
 (21) Congressman Gephardt until September 1991.
 (22) Q And how old are you?
 (23) A Next week I'll be 37. I'm 36.
 (24) Q So you didn't meet then Governor Clinton until
 (25) 1991?

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[1] A I may have shaken his hand one year before that,
 [2] but I really met him in September 1991, yeah.
 [3] Q Okay. Tell us about that. When and how did that
 [4] occur?
 [5] A It was September of 1991 I was introduced by his
 [6] pollster, Stan Greenberg, and several other friends. I was
 [7] interviewing for a position on his campaign, and we hit it
 [8] off, and I moved to Little Rock.
 [9] Q This was after he had made his official
 [10] announcement?
 [11] A It was a little before, just before.
 [12] Q What did you do -- tell us what your role was in
 [13] the campaign.
 [14] A I was deputy campaign manager and communications
 [15] director. I was responsible for working with the press, for
 [16] helping coordinate the policy teams. I traveled with the
 [17] governor a fair amount, dealt with responses to the daily
 [18] back-and-forth of a campaign, and also coordinated the
 [19] polling, scheduling, press, anything having to do with the
 [20] communications functions of the campaign.
 [21] Q You were the top dog then on press matters. Is
 [22] that fair to say?
 [23] A Some people might argue -- more or less, yes.
 [24] Q Okay. Was there a distinction between
 [25] communications director and --

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[1] A Press secretary.
 [2] Q -- press secretary?
 [3] A Which we had both jobs and -- but I was -- the
 [4] press secretary reported to me.
 [5] Q Okay. How many deputy campaign managers were there
 [6] other than you?
 [7] A I don't remember. I mean, at the beginning I was
 [8] the only one, but as the campaign got bigger, there were
 [9] more.
 [10] Q Who was the campaign manager?
 [11] A David Wilhelm.
 [12] Q Would it be fair to say you had a very senior role
 [13] in the campaign?
 [14] A Oh, sure.
 [15] Q Tell us about the transition between campaign and
 [16] White House. Did you have any official role or unofficial
 [17] role?
 [18] A Yeah, I was communications director for the
 [19] transition.
 [20] Q Okay. And that was it? That was --
 [21] A That was enough.
 [22] Q Okay. And, again, the press secretary would have
 [23] reported to you?
 [24] A Would have reported to me.
 [25] Q The people who --

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[1] A Speechwriting reported to me.
 [2] Q Okay.
 [3] A Other communications offices. I had about 50
 [4] people report to me.
 [5] Q All right. What was your first assignment when you
 [6] got to the White House?
 [7] A Communications Director.
 [8] Q Okay. You're very consistent.
 [9] A Very consistent.
 [10] Q The same kind of thing, the press secretary
 [11] reported you --
 [12] A All the same people --
 [13] Q -- speech writers --
 [14] A Yeah.
 [15] Q Then I understand there was a press secretary
 [16] strictly for the local press, or somebody whose job it was to
 [17] communicate --
 [18] A Yeah, who did the local media.
 [19] Q -- with state and local?
 [20] A Yes. There was a big department. It was about 50,
 [21] 52 people. But I only did that until June of 1993. It was
 [22] too much. And so I gave up that role and just was senior
 [23] adviser to the President the rest of my time there.
 [24] Q Okay. So in June of '93 you gave up communications
 [25] director.

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[1] A Right.
 [2] Q That's just basically about six months into the
 [3] term.
 [4] A Yeah.
 [5] Q And who took over as that?
 [6] A It was divided. That was -- showed it was too
 [7] much. It was divided among three people, Dee Dee Myers,
 [8] David Gergen, and Mark Gearan.
 [9] Q Okay. Gearan?
 [10] A Yeah. Dee Dee was press secretary, Gearan was
 [11] communications director, Gergen was counselor, but the
 [12] functions of my job were split.
 [13] Q Okay. Then you became a senior adviser? So you
 [14] were a senior adviser for three-and-a-half years, June '93 to
 [15] December '96.
 [16] A Yes.
 [17] Q I want to talk about -- well, before I do that,
 [18] what does a senior adviser do?
 [19] A It depends on the day. I was basically responsible
 [20] -- but the official title was Senior Adviser for Policy and
 [21] Strategy. My job was still working on press strategy,
 [22] backgrounding reporters, helping both devise and implement
 [23] legislation and presidential policy proposals.
 [24] I would run various projects, ranging in issues
 [25] from gays in the military to economic -- passage of the

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[1] economic plan in the Congress to affirmative action. I ran
 [2] the President's review of affirmative action.
 [3] It really did depend on what was going on at the
 [4] time. And I also was responsible, for better or for worse,
 [5] for helping to respond to various crises that would arise in
 [6] the White House.
 [7] Q Okay. Crisis response team.
 [8] A Yeah.
 [9] Q Would it be fair to say that, from what you're
 [10] telling us, you were trying to help, at least, turn the
 [11] policy ideas of the administration into reality, into
 [12] legislation?
 [13] A Absolutely, it's fair, yeah. Because I had worked
 [14] on Capitol Hill, I had responsibility for legislation as
 [15] well, since I had ties to the Democrats in Congress.
 [16] Q The liaison-type work?
 [17] A There was specifically liaison, but I helped back
 [18] up the congressional liaison.
 [19] Q Okay. So you were really doing policy and some of
 [20] the hardball politics of getting it through; is that correct?
 [21] A Yes.
 [22] Q You're not doing that alone, are you? You've got
 [23] other people with you?
 [24] A No, my own office, it was just me.
 [25] Q Okay.

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[1] A Then I had an assistant, or sometimes two, but they
 [2] did more or less executive assistant/secretarial work. I
 [3] kind of floated around. I'm not much of a manager.
 [4] Q You floated around, or you would float -- get
 [5] around? You floated --
 [6] A No, I floated around.
 [7] Q Okay.
 [8] A Instead of managing a staff, I went from issue to
 [9] issue.
 [10] Q Okay. Give us a really brief lesson on what it is
 [11] to background the press. You said you backgrounded the
 [12] press. Tell us in a nutshell what that means to
 [13] background --
 [14] A It can mean two different things. Sometimes it's
 [15] on the record, sometimes it's off the record.
 [16] Basically -- you know, the press secretary's job
 [17] was to go up and do the briefings. I would often talk to
 [18] reporters after the briefing, generally as a senior White
 [19] House official, senior administration official, just to give
 [20] them more information that there wasn't enough time to get at
 [21] the briefing about an issue.
 [22] Q Okay. And the difference between background and
 [23] off the record is?
 [24] A It depends on the reporter you're talking to.
 [25] Background is, generally what you say will be identified as

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[1] one of a number of possible IDs -- senior White House
 [2] official. White House official, senior administration
 [3] official.
 [4] Off the record means one of two things. This feels
 [5] like a journalism class, but -- either --
 [6] Q We don't have to pay tuition. That's the great
 [7] thing.
 [8] A Yeah, right. And the reporter can't use it at all,
 [9] which is kind of a fiction. Or they can use the information,
 [10] but can't attribute it to anybody.
 [11] Q Okay. To anybody.
 [12] A Right. They have to sort of act like they thought
 [13] of it by themselves.
 [14] Q Okay. And is that basically something you kept
 [15] doing? I know it stayed as your official title, but
 [16] functionally, you did more or less the same stuff from June
 [17] of '93 --
 [18] A Many of the same things. But it would change
 [19] depending on circumstance as well.
 [20] Q Okay. Now, you said policy and strategy.
 [21] A Mm-hmm.
 [22] Q You were Senior Adviser for Policy and Strategy.
 [23] Did you always keep that subtitle, "Policy and Strategy"?
 [24] A Yes.
 [25] Q Okay. Now, I want to work with this map here, if

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[1] we can, and I'll try to be as brief and painless as possible.
 [2] I'm going to show you what appears to be a map of the first
 [3] floor of the West Wing.
 [4] A It's a pretty good one.
 [5] Q Good.
 [6] A Most of the ones in the magazines have not been
 [7] correct.
 [8] Q I'm going to put a sticker on it and mark it as
 [9] Grand Jury Exhibit GS-1.
 [10] (Grand Jury Exhibit GS-1 was
 [11] marked for identification.)
 [12] BY MR. WISENBERG:
 [13] Q Would you agree with me for the record that that's
 [14] what I have done?
 [15] A Yes.
 [16] Q And that this is a map of the first floor of the
 [17] West Wing?
 [18] A Yes.
 [19] Q And then, with the exception of what looks like --
 [20] perhaps you could help us -- but it looks like over on the
 [21] right there's a portion that says, "West Terrace Upper Level"
 [22] and "West Terrace Lower Level."
 [23] A Right. And I actually don't understand what this
 [24] is (indicating), to tell you the truth. It's labeled as
 [25] "Room 110."

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[1] Q It's conceivable that this is --
 [2] A It looks like the backyard to me.
 [3] Q It's conceivable that this is meant to be an area
 [4] that overlooks a lower office area. But you're talking about
 [5] an area on this map that says, "Room 110."
 [6] A Right.
 [7] Q Is that correct?
 [8] A Yes.
 [9] Q And what you're telling us is that there's no Room
 [10] 110 that really is to the south of Room 111; is that correct?
 [11] A I don't believe there is. This, to me, seems like
 [12] outdoor area. There would be the President's patio on the
 [13] far right and the Chief of Staff's patio on the far left.
 [14] Q Okay. So if there's a Room 110, it's not right
 [15] outside -- it's not where it appears to be on the map, which
 [16] is just due south of Room 111 and Room 108 in the Oval Office
 [17] Complex; is that correct?
 [18] A As far as I know, yes.
 [19] Q Okay. Unless they've like, you know, built it
 [20] since you left.
 [21] A Right.
 [22] Q Okay. And Room 111 would be the Chief of Staff's
 [23] office; is that correct?
 [24] A Chief of Staff's office, and moving to the right,
 [25] reception area for the Chief of Staff, Deputy Chief of

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[1] Staff's office --
 [2] Q Where it says 108?
 [3] A 108, as far as I can tell. I'm not real good with
 [4] these things. But then I think the next office was my
 [5] office.
 [6] Q Okay.
 [7] A Then my office opened up into the dining area of
 [8] the Oval Office, which then opened up into a short hallway,
 [9] which had -- if you were moving from my office toward the
 [10] Oval, a bathroom on the left and a study on the right and
 [11] then the Oval.
 [12] Q Okay. What I'm going to ask you to do is pick out
 [13] what you've said was your office and put a "GS" there.
 [14] (The witness marked the document.)
 [15] BY MR. WISENBERG:
 [16] Q Okay. And that's just to the right of 108; is that
 [17] correct?
 [18] A On this chart, yeah.
 [19] Q On this chart.
 [20] A As far as I can tell, that's what looks like mine.
 [21] Q Okay. And if it's been represented to this grand
 [22] jury that this Oval Office Complex, this room that says that,
 [23] is the dining room as well --
 [24] A That's as far as I know, yes.
 [25] Q -- you recall that you were just to the left of the

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[1] dining room.
 [2] A Yes.
 [3] Q Okay. And what would be this little area up here --
 [4] (indicating)? Within the GS space that you've marked for us,
 [5] there's a little -- in the upper left portion -- I mean, it
 [6] takes up a good part of the upper left -- there's kind of an
 [7] area that's kind of --
 [8] Q Basically, my two assistants would sit out here
 [9] (indicating), and then my desk was here (indicating). I had
 [10] bookshelves and a safe. I never used the safe, but the safe
 [11] was there. And the doorway to the dining room which would
 [12] connect to the Oval was there (indicating).
 [13] (The witness marked the document.)
 [14] BY MR. WISENBERG:
 [15] Q Okay. And you've put two "x's" within the little
 [16] rectangle; is that correct?
 [17] A Yes.
 [18] Q And that's where your assistants would sit?
 [19] A Yes.
 [20] Q Then you said there is a safe against the --
 [21] A Far back wall.
 [22] Q Okay, what we call the north wall to the right of
 [23] this area where your assistants sat, correct?
 [24] A Yes.
 [25] Q And then there's the doorway into the dining room.

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[1] A Mm-hmm.
 [2] Q And then up flush against this wall -- is this a
 [3] wall that separates your assistants? I mean --
 [4] A Yes.
 [5] Q A ceiling to floor wall that separates your
 [6] assistants from the rest of the room?
 [7] A Yes.
 [8] Q Okay. Up against that wall, but on your side, is
 [9] the bookshelf?
 [10] A Short bookshelf.
 [11] Q Okay. All right. Now, if you can answer this --
 [12] and depending on what year we're in, okay? Is this door from
 [13] your office to the dining room/Oval Office Complex, is that
 [14] typically open or closed?
 [15] A Closed --
 [16] Q Okay.
 [17] A -- but not locked.
 [18] Q Okay. And I will then ask you to draw a "C."
 [19] You've made it harder by putting that arrow through there --
 [20] A Sorry.
 [21] Q -- but that's quite all right. It's your chart.
 [22] (The witness marked the document.)
 [23] BY MR. WISENBERG:
 [24] Q All right. And then you go through there to --
 [25] there appears to be a doorway to a little hallway --

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(1) A Right.
 (2) Q - on the other side of the dining room; is that
 (3) correct?
 (4) A Yes.
 (5) Q That door, during the time that you're there - and
 (6) if you need to distinguish between different time periods,
 (7) that's fine - is that usually open or closed?
 (8) A Generally open, as I remember it.
 (9) Q Okay. I'd ask you to put a little "O" there.
 (10) (The witness marked the document.)
 (11) BY MR. WISENBERG:
 (12) Q Okay. Now, it's been represented to us that this
 (13) could be a fireplace up here in the dining room, this little
 (14) white area I'm pointing to (indicating).
 (15) A Yes.
 (16) Q Could you put a little "F" there?
 (17) (The witness marked the document.)
 (18) THE WITNESS: And then next to it is the galley.
 (19) BY MR. WISENBERG:
 (20) Q Okay. Is the galley where the stewards are?
 (21) A Make coffee, have the President's Diet Cokes and
 (22) water.
 (23) Q Okay. And when you say "the galley," that's also
 (24) sometimes called the pantry or -
 (25) A Sure, yeah.

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(1) Q Do you call it the galley?
 (2) A I don't call it anything.
 (3) Q All right. And that is - when you say next to it,
 (4) there's a little black space to the right of the fireplace
 (5) and then another white area.
 (6) A I think it's the white area.
 (7) Q The white area is the galley.
 (8) A Pantry, whatever they call it.
 (9) Q Okay. Now, is there a door leading from the pantry
 (10) both into the dining room and out into the hallway?
 (11) A Yes.
 (12) Q Okay. The door leading from the pantry room out
 (13) into the hallway, was that usually closed or open, or did
 (14) that depend on whether or not the stewards were there?
 (15) A It really depended on whether the stewards were
 (16) there, what was going on that day. I saw both.
 (17) Q Okay.
 (18) A It would be open and closed during the day.
 (19) Q If the stewards were there was it usually open, if
 (20) you can answer?
 (21) A Generally open, unless there was a dignitary, say,
 (22) in the Oval Office, in which case it would be closed.
 (23) Q If the stewards were not there because their
 (24) services were not needed, would it usually be open or closed,
 (25) if you recall?

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(1) A - Generally closed, but you could walk through it if
 (2) you had to.
 (3) Q All right. Did people typically walk through it?
 (4) A No.
 (5) Q All right.
 (6) A But I could - well, just, basically, all these
 (7) doors - at least, for instance, my door, if I opened it - I
 (8) could, and I would often, if the President called me, go
 (9) through that door. But if I went there, say, he wasn't in,
 (10) and I was just showing someone his dining room, and I opened
 (11) the door, I don't know how, but it would ring off some buzzer
 (12) to some Secret Service agent, and they would know - they
 (13) would find out it was me, and it would be okay.
 (14) But it would generally - and I don't know if that
 (15) door was wired, but it would be highly unusual for anybody to
 (16) walk in the pantry door from the outside.
 (17) Q Okay. And when you said you don't know if that
 (18) door was wired, you were pointing to the door -
 (19) A Of the pantry.
 (20) Q - between the pantry and the hallway, correct?
 (21) A Right. Now, this - there was another door to the
 (22) dining room that could be opened.
 (23) [REDACTED]
 (24) [REDACTED] and that's how
 (25) you could open the door.

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(1) Q And that's over to the left -
 (2) A Right.
 (3) Q - the main door that appears to be entering into
 (4) what's called the Oval Office Complex - but did you call it
 (5) the dining room?
 (6) A I called it the dining room.
 (7) Q Okay. So that was [REDACTED]
 (8) [REDACTED]
 (9) A [REDACTED]
 (10) [REDACTED]
 (11) [REDACTED]
 (12) [REDACTED]
 (13) Q Okay. And where did Gary usually station himself?
 (14) A I can't remember exactly, somewhere right around
 (15) there, though.
 (16) Q Okay, right around this main door into the dining
 (17) room.
 (18) A Yeah.
 (19) Q Okay. Do you recall his last name?
 (20) A No.
 (21) Q All right. Now, correct me if I'm wrong, but what
 (22) I think I understood you to say about nine questions ago was,
 (23) very unusual for anybody to simply walk through the hallway
 (24) into the pantry, correct?
 (25) A Correct.

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(1) Q All right. Now, how about from the pantry to the
 (2) dining room, where those doors usually kept open or closed?
 (3) A Usually open.
 (4) Q Okay. And the only people who were typically
 (5) supposed to be in that pantry area are these stewards.
 (6) A Glen, yeah.
 (7) Q Glen or Nel?
 (8) A Or Nelvis.
 (9) Q Okay.
 (10) A Although Gwen more than Nelvis. I seem to rememr
 (11) that - well, I don't remember exactly. Nelvis would so
 (12) often be there, especially if there were dignitaries in the
 (13) Oval. But he generally worked between both the Oval and the
 (14) residence. He seemed to take care of a lot of different
 (15) things.
 (16) Q All right. He would -
 (17) A Oh, wait. No, that's not - I'm sorry. No, he and
 (18) Glen would trade off.
 (19) Q They'd work in the residence sometimes, too?
 (20) A Yeah. And Nelvis definitely did do this a fair
 (21) amount.
 (22) Q Okay, meaning work in the galley.
 (23) A Yes.
 (24) Q All right. It's just the reaction I got when I
 (25) asked you initially, would people walk into this pantry from

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(1) the hallway, I got the impression, again, it's not unheard
 (2) of, but very unusual.
 (3) Q Very - well, I'll make a small distinction. You
 (4) know, there was often a pot of coffee there. Leon or I might
 (5) - if it were open, might grab a cup of coffee, but we
 (6) wouldn't go into the dining room.
 (7) Q Okay. And that Leon is Leon Panetta.
 (8) A Yeah.
 (9) Q Okay. And the interior door to the dining room
 (10) from the pantry was generally open.
 (11) A Generally.
 (12) Q What did the stewards do when the President didn't
 (13) need their services, do you know? Where would they hang out?
 (14) A (No response.)
 (15) Q Let me rephrase that. Where would they station
 (16) themselves?
 (17) A What do you mean, when the President didn't need
 (18) their services? Generally, if he's in the Oval -
 (19) Q They've got to be there?
 (20) A - they're more or less on call.
 (21) Q Okay.
 (22) A But they - they might sit right outside, they
 (23) might hang out in the hall.
 (24) Q Okay.
 (25) A They might just sit right in the pantry. They

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[1] might go downstairs to do different duties.
 [2] Q And that's when the President is in the Oval
 [3] Office.
 [4] A Yeah.
 [5] Q Okay, what if the President's gone from the Oval
 [6] Office because he's on a trip or he's gone for a few hours
 [7] somewhere?
 [8] A They're not around.
 [9] Q Okay. Do you know where they would be?
 [10] A I have no idea.
 [11] Q Okay.
 [12] A They're usually with him. The President travels
 [13] with -- if he travels, they go. That's their job.
 [14] Q All right, okay. I was just wondering if, when
 [15] he's away for a while, maybe not on a trip, is there
 [16] someplace -- do they always stay there, or is there another
 [17] location that they go to?
 [18] A If he's not on the first floor West Wing, I don't --
 [19] know where they go.
 [20] Q Okay.
 [21] A I don't know if they're on duty, but they're not
 [22] around.
 [23] Q They're not around, okay. Okay. Then you go from
 [24] the dining room into this hallway, and you say that door was
 [25] usually open, correct?

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[1] A Mm-hmm.
 [2] Q Then down here is --
 [3] A The study.
 [4] Q That's the study. And is that door usually open or
 [5] closed, do you know?
 [6] A Usually open. Sometimes he would go in in the
 [7] middle of the afternoon and take a nap and close it.
 [8] Q All right. But generally open.
 [9] A Generally open.
 [10] Q If he's in there, it's always -- it's usually
 [11] closed or just for his nap, or can you speak to that?
 [12] A Well, generally, if he were there, I wouldn't be
 [13] there unless he called me in.
 [14] Q Okay.
 [15] A So I wouldn't really know. Although there were
 [16] times when I had to get him, I can remember the door would be
 [17] closed, and he'd be just taking a nap, and I'd have to go get
 [18] him because we were late for something.
 [19] Q All right. Then you would go up to that door and
 [20] knock?
 [21] A Yeah.
 [22] Q All right. Can you tell us --
 [23] A I knocked because I wanted to wake him up for his
 [24] nap.
 [25] Q Okay. Up to the north of this hallway is an odd-

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[1] shaped thing, and it looks kind of like a map of Texas, a
 [2] very strange map of Texas. But, at any rate, do you know
 [3] what it is?
 [4] A I actually don't. I mean, I can tell you what I
 [5] remember of the hallway. I remember if you took two more
 [6] steps coming from the dining room past the door to the study,
 [7] there would be a bathroom on the left.
 [8] Q All right. So this would be bathroom up here
 [9] (indicating).
 [10] A Yeah.
 [11] Q Okay. And that was a half-bath, or do you know?
 [12] A I only went in there once. Yeah, there's no shower
 [13] there.
 [14] Q Okay. And then you've got -- you go right -- have
 [15] a doorway right into the Oval Office.
 [16] A There's a door right to the Oval.
 [17] Q And was that usually open or closed?
 [18] A Closed.
 [19] Q Okay. I'll ask you to put a "C" there then.
 [20] (The witness marked the document.)
 [21] BY MR. WISENBERG:
 [22] Q And the study is usually open, you say.
 [23] A Generally open.
 [24] Q All right. I'll ask you to put an "O" there.
 [25] (The witness marked the document.)

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[1] BY MR. WISENBERG:
 [2] Q If he's in there taking a nap, the President of the
 [3] United States, it's generally closed.
 [4] A I almost don't want to say generally. I know he's
 [5] been in there --
 [6] Q You've seen it closed.
 [7] A I've seen it closed.
 [8] Q Okay.
 [9] A I've seen it open with him in there. I've seen it
 [10] both ways.
 [11] Q Okay, all right. Can you just put a little "B" for
 [12] bath there, in what you called the bathroom?
 [13] (The witness marked the document.)
 [14] BY MR. WISENBERG:
 [15] Q And this will remain a mystery room for now.
 [16] A I don't think it's a room.
 [17] Q Okay.
 [18] A It's a wall. It's got his button collection up on
 [19] it.
 [20] Q Okay. Button collection?
 [21] A Yeah, he collects political buttons, and it's a
 [22] huge wall with -- he's been collecting for 20 years.
 [23] Q All right. Thanks. There's probably something
 [24] else that I've forgotten that I might ask you later, but --
 [25] and then 111 would be typically Chief of Staff, is that

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[1] correct?
 [2] A Yes.
 [3] Q Room 111 on this map, all right.
 [4] You've told us where you sat when you first came
 [5] into the White House, and you kept that office where you've
 [6] got the "GS" the whole time you were there.
 [7] A Yes.
 [8] Q Is that correct?
 [9] A Mm-hmm.
 [10] Q Was there any particular reason that you got that
 [11] office?
 [12] A I was a close adviser to the President, and I
 [13] worked with him a lot.
 [14] Q Okay. I mean, would that be considered a --
 [15] A It's a very good piece of real estate.
 [16] Q It's prime office space.
 [17] A Yeah, the big thing. It's the only one that
 [18] connects -- it's the only office that connects to the Oval
 [19] Office. So in Washington terms, that's considered very
 [20] important.
 [21] Q Okay. Access.
 [22] A Yeah.
 [23] Q Mac McLarty would have been in 111?
 [24] A Well, Mac -- Leon Panetta for most of the time, but
 [25] Mac McLarty starting.

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[1] Q As Chief of Staff.
 [2] A Yeah.
 [3] Q Okay. Can I ask you just to put an "MM," and under
 [4] that an "LP" for 111.
 [5] (The witness marked the document.)
 [6] BY MR. WISENBERG:
 [7] Q All right. 108 is who? Was 108 --
 [8] A Most of the time it was Harold Ickes.
 [9] Q Okay. And he was a Deputy Chief of Staff.
 [10] A Yeah.
 [11] Q Is that correct?
 [12] A Right.
 [13] (The witness marked the document.)
 [14] BY MR. WISENBERG:
 [15] Q And you've put an "HI" there, correct?
 [16] A Right.
 [17] Q And who would be in the room to the left of 108,
 [18] his --
 [19] A It's all the assistants, you know, Jennifer
 [20] Palmieri, John, who was Harold's assistant. Janice was in
 [21] Harold's office with him. There was a second assistant back
 [22] here (indicating).
 [23] Q And "here" is the bottom right corner of the office
 [24] between 108 and 111, correct?
 [25] A Right. There's a desk here, Jennifer Palmieri, a

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(1) desk here, different people at different times, a desk here,
 (2) generally, this guy John, who was Harold's assistant, but
 (3) different people at different times, a desk here for a
 (4) receptionist (marking).
 (5) And then there were often -- there was sometimes
 (6) another desk here or here with phones, and sometimes interns
 (7) would be at one of these two desks or that desk (marking).
 (8) Q Okay. And am I correct that you've drawn basically
 (9) about five desks --
 (10) A About five.
 (11) Q -- in this room between 108 and 111?
 (12) A Right.
 (13) Q And would it be fair to say they are people who
 (14) assist both the Chief of Staff and the Deputy Chief of Staff?
 (15) A Yes.
 (16) Q Okay. However, Mac McLarty and Leon Panetta, if
 (17) they start walking through doorways, they cannot get any
 (18) further than 108, correct?
 (19) A Correct.
 (20) Q If they're heading towards the Oval Office, they've
 (21) got to go out --
 (22) A Yes. They have to go outside.
 (23) Q Okay. Who was the other Deputy Chief of Staff when
 (24) you started, if you know?
 (25) A Erskine --

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(1) Q Okay.
 (2) A -- and then Evelyn. Oh, wait. Is that right?
 (3) Yeah, Erskine Bowles, and then he left, and Evelyn Lieberman
 (4) became deputy.
 (5) Q And that's under Mac and Leon Panetta, or were
 (6) there other people before that?
 (7) A Oh, let's see. The first deputies were Roy Neel
 (8) and Mark Gearan. Then it was Phil Lader and Erskine Bowles.
 (9) Then it was Evelyn Lieberman and Harold Ickes.
 (10) Q Okay. Can I just ask you to hold on for just a
 (11) second. Roy Neel and then Mark --
 (12) A Roy Neel and Mark Gearan together.
 (13) Q Oh, Mark Erin?
 (14) A Mark Gearan.
 (15) Q Gearan, I'm sorry, okay.
 (16) A They were under Mac. I think Roy was the first one
 (17) to leave. Then it was Phil Lader and Erskine Bowles.
 (18) Q All right.
 (19) A No, I'm -- they all held these jobs. I might be
 (20) getting the --
 (21) Q Okay, all right.
 (22) A But there might be some overlap at different times.
 (23) Q All four people you've named so far were at some
 (24) point Deputy Chief of Staff.
 (25) A Yeah.

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(1) Q Okay. And you've mentioned the office of Harold
 (2) Ickes, who was a Deputy Chief of Staff, 108, you've put an
 (3) "H." Where did the alternate Deputy Chief of Staff hang
 (4) out?
 (5) A Over here (marking).
 (6) Q Okay. And you've put an "X" there?
 (7) A That would be Evelyn Lieberman and Erskine Bowles.
 (8) Q Okay. You have an "EL" and an "EB." And that is,
 (9) for the grand jury's benefit -- there are two rooms beneath
 (10) the lobby, and you have marked "EL" and "EB" in the right
 (11) room; is that correct?
 (12) A Correct.
 (13) Q And then their assistants would have been in the
 (14) room to the left of that?
 (15) A To the left, and also the President's assistants,
 (16) Steven Goodin sometimes sat there, Andrew Friendly, Rebecca
 (17) Cameron. This was a floating desk at times (indicating).
 (18) You should also note that before Erskine had this
 (19) office, Bruce Lindsey had it.
 (20) Q Okay. Andrew Friendly, Steve Goodin, and Rebecca
 (21) Cameron, correct?
 (22) A Yeah, and also -- I forget her name. She went to
 (23) Justice. Andrew's girlfriend. I don't remember her name.
 (24) That would be a rotating office. A lot of people
 (25) went through that office.

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(1) Q Okay. All right. And that would be a desk -- in
 (2) addition to the other people --
 (3) A Two desks. There would be a desk here, a desk
 (4) here, a desk here, and just an area here where the TV was
 (5) (marking).
 (6) Q Okay. You've drawn three desks -- I'm going to
 (7) show them to the grand jury -- a desk in the upper left of
 (8) this office to the left of Erskine Bowles's office, a desk to
 (9) the upper left, to the upper right, and then kind of in the
 (10) lower right, there's a desk, correct?
 (11) A Yeah.
 (12) Q All right. I'm going to take just a moment and
 (13) show it to the grand jurors.
 (14) MR. WISENBERG: Does anybody want a closer look?
 (15) BY MR. WISENBERG:
 (16) Q Now, is this okay if we kind of do it between the
 (17) two of us --
 (18) A Sure.
 (19) Q -- slanted like this?
 (20) A Yeah.
 (21) Q All right. Bruce Lindsey was in this office at one
 (22) time, the office where you've put the "EL" and the "EB," and
 (23) now you put a "BL."
 (24) Where did he end up going to in terms of office
 (25) location?

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(1) A I think the second floor.
 (2) Q All right, in the Counsel's Office?
 (3) A Yeah.
 (4) Q Okay. He's also been at various times a counselor
 (5) to the President, is that correct, or a member of the
 (6) Counsel's Office?
 (7) A Sure. Well, Deputy White Counsel, I think, is his
 (8) official title.
 (9) Q Okay. Was there a door in the area -- either
 (10) leading from your office to the dining room or from the
 (11) dining room to the hallway, was there a door that had a
 (12) peephole in it?
 (13) A Yeah, there was a peephole in the door between my
 (14) office and the dining room.
 (15) Q Okay. It would be right here (indicating).
 (16) A Yeah.
 (17) Q A door that was usually kept closed.
 (18) A Yeah.
 (19) Q Right. And, I take it, that's to see if there's
 (20) anybody in there before you go barging in?
 (21) A Yeah. I wouldn't go barging in anyway, but --
 (22) Q Now, why wouldn't you go barging in?
 (23) A You just don't barge in on the President.
 (24) Q Okay. And you never know if he's going to be in
 (25) there, correct?

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(1) A No. And I would only go through that door if we
 (2) were in the middle of something where he knew I went that
 (3) way, or if he called me in on his phone.
 (4) Q Okay.
 (5) A Otherwise, I would go into the Oval the normal way,
 (6) through Betty Currie and Nancy Hemreich.
 (7) Q Okay. So just --
 (8) A He would sometimes come out through the door to see
 (9) me, but I -- it's just bad etiquette, you know, to go there.
 (10) Q Okay. So even though you've got this access that
 (11) nobody else, and it's prime real estate, you didn't abuse it
 (12) just by walking through all the time. Is that what you're
 (13) telling us?
 (14) A I would have lost the office if I did.
 (15) Q Okay. Now, is there also a peephole on the door
 (16) from Betty Currie's area into the Oval Office?
 (17) A Yes.
 (18) Q And that is -- the way in from where Betty Currie
 (19) sits, that's considered the main way, is it not --
 (20) A Yes.
 (21) Q -- that most people would go into the Oval Office?
 (22) A Absolutely.
 (23) Q Okay. Even including very senior people like
 (24) yourself.
 (25) A No question.

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Q Okay.
A I mean, basically, that's really -- that's really the only way to get into the Oval. I mean, it would be almost inconceivable that someone would just walk through my office, unless they were in the midst of some business with the President.
Q Okay. In other words, the President would have had to have initiated it, or a meeting of --
A Or, you know, we're in the middle of all-night budget negotiations --
Q Okay.
A -- and it's just one floating meeting where everybody's going back and forth.
Q Okay.
A That's a little different.
Q Mac and Leon did not, as a general matter, shortcut through your office and through the back way.
A Absolutely not.
Q And neither did you.
A Right.
Q Okay. What were -- and there might not be any typical hours, but what would be your typical day -- barring a crisis of some type, what would be your typical day at the White House?
A Generally I would get in around 6:25, 6:30 in the

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morning, because it was my job to go through the newspapers for the President before he got in and before our staff meetings, and I would generally leave around 8:00 p.m.
Q Okay. So about a 14-hour day.
A Yes.
Q So you would typically arrive before the President arrived.
A Oh, almost always, yeah.
Q And you would leave after he left, generally?
A Generally I would wait around. Sometimes he stayed, but that was -- a lot of us who were kind of his personal staff would wait till he left, unless he was staying all night, in which case I would go home.
Q Did the President ever call you at home at night?
A Sometimes.
Q Roughly how often, if you recall?
A It really depended on what was going on, the time of year, what kind of favor I was in, you know. It just would go on from there.
Q Did you ever recall him calling you after midnight?
A Yeah, it was a bad call. It was the day before I got switched out of the press secretary job. He called me at around 1:15, because we had to announce it at 7:30 the next morning.
Q Okay.

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A But to call after 11:00 would happen if we were in the middle of something.
Q Okay. But, basically, the wee hours of the morning, after midnight, do you recall -- you were there three-and-a-half years --
A Very few times.
Q Very few, okay.
A You know, definitely less than five.
Q Something's up if you get a call after midnight from the President.
A Definitely, yeah. Now, I'm sure Leon probably got more calls after midnight than I did, maybe not a lot. But generally midnight was around the --
Q Okay. I take it from what you've already said, you didn't, as a general matter, feel free to walk in on the President unannounced.
A Definitely not. No, definitely not unannounced. Part of my job were if -- you know, if I was sitting in my office at 3:15 in the afternoon and CNN went live with an explosion, you know, from Oklahoma City, I was relied on generally to be the person to quickly get things moving, so -- that's as close to unannounced as I would get.
A But I would run around the corner, quickly tell Nancy or Betty --
Q Okay.

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A -- this has just happened and --
Q And even then, you're walking through the main entrance.
A Oh, yeah.
Q Okay. And you'd say, "I gotta go in there. Something big's happened."
A Yeah.
Q All right. Which leads me to my next question. Is this door -- when the President's in the Oval Office, is the main entry door usually kept open?
A Closed.
Q Okay.
A Now, every once in a while, when he was first getting in, or just before he was ready to leave, it would be open, you know, when he was sort of packing up his desk and --
Like sometimes if it was toward the end of the day, and the news was just done, and everybody wanted him to go home, and I would go in and just tell him quickly what happened on the news to kind of hurry him along.
Q Okay, all right. Can I ask you to put a "C" there than at that door? That is the door that --
(The witness marked the document.)
BY MR. WISENBERG:
Q Okay. And that's the door from where Betty

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Currie -- could you put "BC" where Betty Currie would sit?
(The witness marked the document.)
BY MR. WISENBERG:
Q Okay. And then we have a door here at 11:00.
A That door was closed.
Q Okay. Put a "C" there.
(The witness marked the document.)
BY MR. WISENBERG:
Q And that goes to a hallway, correct?
A It goes to a hallway, then leads towards the Roosevelt Room.
Q Okay.
A That's where the foreign leaders would generally come meet him.
Q The foreign leaders would come at the 11:00 door.
A Yeah.
Q All right. Let me ask you about the study, the study door. Was there ever an occasion where that study door was closed where you would have just walked in, no matter what direction you had come from?
A No.
Q And why is that?
A If the door was closed, it was for a reason. It meant he was probably sleeping.
Q Okay.

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A Now, if we were late for something, conceivably would ask -- either Nancy or I would have to go -- or Steven would have to go wake him up, and we might go knock.
Q You would knock on the door.
A Yeah.
Q But then you would wait to be told what to do.
A Oh, sure, yeah.
Q All right. It would be a major no-no to just walk in through that closed door.
A I never did it.
Q Okay. Now, if you were in that situation where you really needed to get to the President, Ms. Currie or Ms. -- is it Hemreich -- let you into the Oval Office, and this door which is from the Oval Office to the hallway, the 9:00 door if this were a clock -- if the Oval Office were a clock -- I'm now pointing to the 9:00 door --
A Right.
Q -- that leads into this little hallway that leads to the study.
A Yeah.
Q You've said that was generally closed.
A Yeah, but, you know, it would depend. If the President had been in his office all day, and it was kind of a free afternoon, and he was just doing his what we would call phone and office time, it could be open. Because he

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[1] might be going from his desk to the study and back and forth.
 [2] Q Okay. Let's say that it were closed -- and I don't
 [3] know if this ever happened to you, so this might be in the
 [4] realm of a hypothetical. But let's say this door were
 [5] closed, and you needed the President, and you thought --
 [6] A I would knock on it.
 [7] Q You would knock on it. Again, you would never just
 [8] open this door.
 [9] A (Shaking head.)
 [10] Q All right.
 [11] A Because this -- this area is considered his -- even
 [12] private than everything else.
 [13] Q Okay.
 [14] A This hallway with the study and the bathroom. Now,
 [15] basically, it's the only place the President can be alone is
 [16] that little bathroom or the study.
 [17] Q All right. So this -- would it be fair to say --
 [18] if I asked you what the most private area of the West Wing --
 [19] A Of the entire White House is right here
 [20] (indicating).
 [21] Q Of the entire White House, and you were pointing to
 [22] the study, the hallway, and --
 [23] A The bathroom.
 [24] Q -- and that bath. Okay, all right. Now --
 [25] A Because it's the [REDACTED]

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[1] [REDACTED]
 [2] Q Okay. And that's always been understood the whole
 [3] time you were in the White House?
 [4] A The whole time I was there. Apparently it was
 [5] different under Reagan. Apparently Michael Deaver had an
 [6] office somewhere in there, but --
 [7] Q Okay.
 [8] A -- not when we were there.
 [9] Q Now, if we were to get -- you've identified the
 [10] most private kind of room and hallway and bathroom.
 [11] A Right.
 [12] Q If we were to move out in a broader way spatially
 [13] from here, within the West Wing, which is the -- the West
 [14] Wing is considered -- anybody with an office in the West
 [15] Wing, that's a neat thing, right?
 [16] A It's very important, right.
 [17] Q Okay.
 [18] A Considered very important.
 [19] Q All right. But even within the West Wing, is there
 [20] like a more general area -- you've identified the most
 [21] private area, but a more general group of rooms that are even
 [22] considered more -- you have a need to be there. You know, we
 [23] just don't want anybody wandering through.
 [24] A Oh, sure. I mean, the dining room -- you can't
 [25] wander through. I mean, basically, from my office to Betty's

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[1] office, this corner (indicating) --
 [2] Q Okay.
 [3] A -- is considered the President's suite.
 [4] Q Okay.
 [5] A They're all interconnected, and you just -- yeah.
 [6] Now, people -- since Betty's office, Steven and Nancy, it's
 [7] kind of a reception area, that's where you would go to wait
 [8] for a meeting. But there'd be no other reason to be in any
 [9] of the other offices.
 [10] Q Okay. Could you ask you to draw an arc -- is that
 [11] what you'd call it? -- from what you've called -- oh, how
 [12] about this? I got a little highlighter here. What you've
 [13] identified as kind of this --
 [14] A It's the interconnected Oval Office.
 [15] (The witness marked the document.)
 [16] BY MR. WISENBERG:
 [17] Q Okay.
 [18] A Well, the cabinet is connected as well, but that's
 [19] a little different.
 [20] Q Yes, okay.
 [21] A And depending on how you consider my office, it's
 [22] either in or not in --
 [23] Q Okay.
 [24] A -- but it's connected, so it's in.
 [25] Q All right. Now, does that also mean that you've --

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[1] let me just show the grand jurors.
 [2] MR. WISENBERG: I don't know how well yellow -- can
 [3] you all see?
 [4] A JUROR: No.
 [5] MR. WISENBERG: Okay.
 [6] THE WITNESS: Is it possible to get water?
 [7] MR. WISENBERG: Yes.
 [8] THE WITNESS: I'll wait five minutes.
 [9] Thank you.
 [10] BY MR. WISENBERG:
 [11] Q And that's another important thing I need to tell
 [12] you. If you have a health emergency or something, and you'd
 [13] like a break, let us know.
 [14] You've drawn this -- I guess what I'll call an arc.
 [15] But this private -- generally private area we've been
 [16] discussing, a group cluster, let's call it a cluster, would
 [17] that also apply to the hallways connecting or not?
 [18] A It could. It might -- it may and may not. I mean,
 [19] the hallways are a little difference because you have to go
 [20] through the hallways at some level.
 [21] Q Right.
 [22] A People take tours and --
 [23] Q Okay.
 [24] A If you go -- not as much.
 [25] Q Okay.

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[1] A Although there are, as I said, uniformed guards,
 [2] especially when the President is in there, so you can't just
 [3] hang out. On the other hand, if I have work to do, I would
 [4] talk -- you know, if the Secretary of Treasury came by, and
 [5] he was with his deputy, and we ran into each other in the
 [6] hallway, we might sit there and talk for five minutes.
 [7] Q Sure. Okay, all right. People are going to use
 [8] that hallway to get from -- you know, if you had to go from
 [9] the Chief of Staff's office in 111 --
 [10] A To the Roosevelt Room.
 [11] Q Or the cabinet room.
 [12] A -- or the cabinet room, or if you were going over
 [13] to the White House, or you're going to the Oval --
 [14] Q All right.
 [15] A -- that's not that unusual.
 [16] Q All right. You've got kind of like -- you've got
 [17] people like Secret Service agents, uniformed and not --
 [18] A Right.
 [19] A At least some Secret Service agents.
 [20] Q Usually the uniformed there and the nonuniformed
 [21] right outside the Oval.
 [22] Q Okay. Nonuniformed is right outside the Oval
 [23] Office, and uniformed --
 [24] A Is more between my office and -- right outside the
 [25] dining room.

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[1] Q Okay. And they keep an eye on doors leading into
 [2] this private cluster here.
 [3] A Any door leading into the Oval is guarded.
 [4] Q Okay. Can you tell us -- and maybe this will be my
 [5] last question before the break. Can you tell us the -- and
 [6] be as expansive as you want here -- what, in general, were
 [7] the role -- well, you've talked about the stewards, I think.
 [8] How about valets and aide-de-camps?
 [9] A I consider those different things. The aide-de-
 [10] camp is generally -- it was Steven Goodin or Andrew Friendly.
 [11] Q Okay.
 [12] A And that was -- they collected the President's
 [13] briefcase, they took stuff, they traveled with him, they
 [14] carried his papers. They carried more his official
 [15] documents. The valets carried more his clothes and --
 [16] Q Okay.
 [17] A -- taking care of him as a person.
 [18] Q All right. You've mentioned Friendly and Goodin
 [19] before, and you mentioned that they had a desk --
 [20] A They did have a desk here, too (indicating).
 [21] Q In the office next to Erskine Bowles.
 [22] A But they also had a desk here (indicating).
 [23] Q Okay, but they also had a desk in the Betty Currie
 [24] area.
 [25] MR. BARGER: That's two questions, Mr. Wisenberg.

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[1] MR. WISENBERG: We're taking a break.
 [2] (Laughter.)
 [3] THE FOREPERSON: Okay. It'll be ten minutes, and
 [4] the witness may be excused.
 [5] THE WITNESS: Thank you.
 [6] MR. WISENBERG: Thanks. We'll come get you when --
 [7] THE WITNESS: Great.
 [8] (Witness excused. Witness recalled.)
 [9] MR. WISENBERG: Let the record reflect that the
 [10] witness has reentered the grand jury room.
 [11] I understand, Madam Foreman, that one of our grand
 [12] jurors wasn't feeling well and had to go home, but that we
 [13] still have a quorum. Is that correct?
 [14] THE FOREPERSON: That is correct.
 [15] MR. WISENBERG: And there is no unauthorized person
 [16] in the grand jury room, is that correct?
 [17] THE FOREPERSON: No, sir. There is not.
 [18] MR. WISENBERG: All right. And have you reminded
 [19] the witness that he's still under oath?
 [20] THE FOREPERSON: Yes, I have.
 [21] BY MR. WISENBERG:
 [22] Q Mr. Stephanopoulos, just for the record, you are
 [23] the same George Stephanopoulos who has been testifying here
 [24] this afternoon?
 [25] A Yes. Can I just --

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[1] Are you both part of the grand jury, then?
 [2] THE FOREPERSON: Yes.
 [3] THE WITNESS: Okay.
 [4] BY MR. WISENBERG:
 [5] Q Now, we were talking about stewards, valets and
 [6] aide de camps.
 [7] A Mm-hmm.
 [8] Q And I am going to have -- what I am going to have
 [9] to do is request that you not take notes during the grand
 [10] jury proceedings. If there is a problem with that and you
 [11] need to discuss it with your attorney, feel free.
 [12] A My attorney told me I could just for my own records
 [13] and because I'm under no proscription of what I can talk
 [14] about. And I haven't really written that much of anything
 [15] anyway, but he did say I could, under 6(e).
 [16] MR. WISENBERG: Okay. Pardon me just a minute.
 [17] MR. BARGER: In order so that it does interfere
 [18] with the grand jury's function, I think it would be
 [19] permissible should you need to take notes, you can take
 [20] a break and confer with your attorney and take notes
 [21] outside, but we would request that you not take notes while
 [22] you are being questioned in the grand jury. Is that
 [23] acceptable?
 [24] THE WITNESS: Fine.
 [25] MR. BARGER: Okay. Thank you.

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[1] BY MR. WISENBERG:
 [2] Q I think we were starting to talk about the fact
 [3] before the grand jurors made me stop and take a break that
 [4] Mr. Gooden, you mentioned, even though these aide de camps --
 [5] is that -- are they called aides or aide de camps?
 [6] A They're called the President's aide.
 [7] Q Okay. It's like an aide de camp, is it not?
 [8] A Yes.
 [9] Q All right. They would be -- even though they had a
 [10] desk in the area to the left of where Evelyn Lieberman's
 [11] office was --
 [12] A Right. If the President is in the oval, they'll be
 [13] here.
 [14] Q Okay. They'll be in the Betty Currie area.
 [15] A If he's not or if they're having lunch or just
 [16] doing some other clean up work, they'll be over here.
 [17] Q And where they'll be if he's in the Oval Office is
 [18] kind of like due north of Betty Currie against that --
 [19] A Next to the TV.
 [20] Q Next to the TV. Against the back wall, up against
 [21] the cabinet room wall, is that correct?
 [22] A Right. Right. Mm-hmm.
 [23] Q All right. And if he's not there, if the President
 [24] is in the Oval Office, you've already identified the desk in
 [25] the upper right-hand corner of the room next the Erskine

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[1] Bowles room.
 [2] A Right.
 [3] Q The Evelyn Lieberman room, at one time Bruce
 [4] Lindsey room, is that correct?
 [5] A Yes.
 [6] Q All right. And then the valets perform a similar
 [7] function, but it's more social, like helping him get dressed
 [8] and that kind of stuff?
 [9] A Yes. They would go get his ties, a clean shirt,
 [10] his daub kit. I think the best way to think about it is the
 [11] aide takes care of the President and the valets take care of
 [12] the person who is president.
 [13] Q All right. Would it be fair to characterize the
 [14] aides as relatively low level employees but who have a
 [15] remarkable level of access to the President?
 [16] A Sure.
 [17] Q Obviously these would have to be very trusted
 [18] people.
 [19] A Yes.
 [20] Q Can you tell us where the President spent most of
 [21] his time when he was in the West Wing?
 [22] A Most of the time, it was in the oval, at his desk
 [23] or in meetings.
 [24] Q And that's the Oval Office, correct?
 [25] A Yes.

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[1] Q Who would you say when you were there of all the
 [2] aides, and it might have changed over time, I know, who spent
 [3] the most time with President Clinton? And I'm not confining
 [4] it to aides, I mean secretaries, what have you.
 [5] A Well, it really would change a lot. I mean, Leon,
 [6] there were times when I spent a lot of time with him.
 [7] Erskine, as far as Harold, the Vice President, as far as
 [8] senior assistants, but Steve Gooden was with him, you know, a
 [9] lot of the time and Betty and Nancy were always in that suite
 [10] with him.
 [11] Q Okay. And, again, Steve Gooden would not usually
 [12] go into the Oval Office with him, he would stay out in the
 [13] Betty Currie area.
 [14] A He stayed out in the Betty Currie area.
 [15] Q Okay. So you really couldn't pick one particular
 [16] person over any others as --
 [17] A Generally, the chief of staff spends more
 [18] substantive time with him, but, you know, there are people
 [19] that are kind of around and inside his office. Yes.
 [20] Q Yes. I mean, you would think of -- this might not
 [21] be historically accurate or not, but you think of President
 [22] Nixon, you kind of think of H.R. Haldeman.
 [23] A Right. I don't love that comparison.
 [24] (Laughter.)
 [25] Q My historical knowledge is escaping me here --

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[1] A James Baker for Ronald Reagan.
 [2] Q James Baker for Ronald Reagan. Is there -- the
 [3] closest thing to that is the chief of staff?
 [4] A Sure.
 [5] Q Okay. But maybe not quite as close?
 [6] A I do think Haldeman was exceptional. I think
 [7] Nixon -- as far as I know of history, and I'm teaching this
 [8] now, Nixon didn't spend much time with anybody except
 [9] Haldeman and Kissinger. Clinton is very different. He
 [10] spends a lot of time with a lot of people.
 [11] Q Okay. All right. Who was it that determined
 [12] access to the President when he was in the Oval Office area?
 [13] A I would say Nancy.
 [14] Q Hemreich?
 [15] A Hemreich.
 [16] Q And she is in this --
 [17] A This little office right here.
 [18] Q The office that's kind of set off due north of the
 [19] Oval Office.
 [20] A Basically, if something came up in the middle of
 [21] the day, at least for me, I can only speak for me, really,
 [22] if something came up in the middle of the day and I felt I
 [23] needed the President for 30 seconds, I would ask Nancy.
 [24] Q Okay.
 [25] A If Nancy's not around and it's something that I

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[1] know is not a problem, I might ask Betty, but Betty wouldn't
 [2] generally, I think, do it without -- if Nancy were around, it
 [3] would be Nancy's call.
 [4] Q All right. And they just have slightly separate
 [5] functions?
 [6] A Well, Nancy is Betty's boss.
 [7] Q Okay. Is there any reason, then, that Betty is
 [8] closer to the actual door to the Oval Office? That's just
 [9] the way they set things up?
 [10] A It's just the way they set things up.
 [11] Q Okay.
 [12] A And Nancy had her own office. Betty was more
 [13] outside.
 [14] Q Okay. How would you describe in a nutshell Nancy
 [15] Hemreich? Is that how you pronounce it?
 [16] A I would call her the President's executive
 [17] assistant. She worked for him for a long, long time.
 [18] I mean, back in Arkansas. She took care of his personal
 [19] schedule, of a lot of his friends, a lot of his personal
 [20] papers. Executive assistant is the best I could do.
 [21] Q Were there differences in what you described in
 [22] terms of determining access to the President? Would it be
 [23] different at night or on weekends? Was there more laxity?
 [24] A A little bit. Saturday mornings was a little more
 [25] relaxed. Generally, Nancy would come in from her run. I

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[1] might get there before Nancy. Betty might get there before
 [2] Nancy. It's a little more casual. Unless you were doing
 [3] something, you'd wear jeans instead of a suit.
 [4] Q You're still not barging in doors, though.
 [5] A No. Although some doors may be more open.
 [6] Q On the weekend?
 [7] A [REDACTED]
 [8] [REDACTED]
 [9] [REDACTED]
 [10] [REDACTED]
 [11] [REDACTED]
 [12] Q The 11:00 door.
 [13] A -- unless the President is in the West Wing, in
 [14] which case it's close.
 [15] Q All right. That's what I'm calling the 11:00 door.
 [16] A Yes. Right.
 [17] Q Into the Oval Office, correct?
 [18] A Mm-hmm.
 [19] Q All right.
 [20] A But, say, on Saturday at noon, Nancy might leave,
 [21] Betty might be the only person there sometimes. Sometimes.
 [22] Q Okay. You still have Secret Service people around
 [23] if the President is around, correct?
 [24] A Sure. Absolutely.
 [25] Q [REDACTED]

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[1] [REDACTED] I'm sorry.
 [2] Q And would it also be true that Ms. Hemreich, she's
 [3] determining the access, she's scheduling agendas, doing
 [4] schedules, or is that somebody else?
 [5] A Well, it's different. You know, there's an Office
 [6] of Scheduling, which is a huge job. I mean, that's -- that's
 [7] essentially scheduling the White House and all the
 [8] President's travels. But she more micro-manages his personal
 [9] schedule.
 [10] Q Okay. Within a broader schedule --
 [11] A A broader overall schedule.
 [12] Q That might not be --
 [13] A She'll like more manage his day as opposed to, you
 [14] know, week to month, year.
 [15] Q There's a broader schedule she doesn't set, but
 [16] within that she operates.
 [17] A She works inside it. Yes. Yes.
 [18] Q Okay. She has input to it.
 [19] A Oh, sure.
 [20] MR. WISENBERG: Let's hold on a minute. I hear the
 [21] (Pause.)
 [22] MR. WISENBERG: Let the record reflect we heard the
 [23] door jiggling, but nobody opened it.

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[1] BY MR. WISENBERG:
 [2] Q Can you make a distinction between the pre and
 [3] post-Panetta working environment?
 [4] A It tightened up more under Panetta.
 [5] Q How so?
 [6] A He was in much more control. It was -- rather than
 [7] having people of relatively equal rank, I mean, Mack was a
 [8] relative weak historically chief of staff, Leon was a pretty
 [9] strong one, and things were more centralized through Leon's
 [10] office.
 [11] Q Okay. What about just in terms of the formality of
 [12] who would be allowed to walk into the walkways around what
 [13] you've identified as the privacy cluster with your yellow
 [14] marker?
 [15] A I would say it probably got a bit tighter, although
 [16] I think for public consumption, everybody pretended it was a
 [17] lot more tight than it might have been, to signal that there
 [18] was a change.
 [19] Q Okay. Are you saying that really it wasn't as
 [20] loose as perhaps the perception had been before Panetta?
 [21] A That's exactly it. It was never as loose as people
 [22] thought earlier and so it wasn't significantly tighter later,
 [23] but it was tighter.
 [24] Q Tightened up some.
 [25] A Yes.

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[1] Q Somewhat. Okay. Did the President ever have time
 [2] to himself during the workday? Did you all try to provide
 [3] that for him?
 [4] A And more and more over the course of the four
 [5] years, we tried to provide it more. It was called that phone
 [6] in office time.
 [7] Q All right. When would that be?
 [8] A Generally in the afternoon. We usually tried to
 [9] have four to five-hour blocks. Usually we tried to get our
 [10] public event out in the morning and that usually takes a half
 [11] hour to an hour to prepare and an hour to have it happen and
 [12] other meetings and if there was -- you know, an average day,
 [13] there are no average days, but to the extent there are
 [14] average days, generally one to five or two to six.
 [15] Q Phone in office time.
 [16] A Phone in office time.
 [17] Q Is this time where people don't bother him unless
 [18] he wants to be bothered?
 [19] A Right. And he sits behind his desk and sometimes
 [20] he'll buzz you on the phone and sometimes he'll take a nap
 [21] and sometimes he'll read. Whatever he wants to do.
 [22] Q Okay. Now, within that, are you saying that
 [23] either -- let me ask you this. Either within that phone in
 [24] office time or separate time, is there a particular time in
 [25] the day when he wants to -- where it's known as time where he

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[1] wants to take a nap, where he's in that study area?
 [2] A It's usually within that time, but there's no
 [3] particular time. It's whenever.
 [4] Q All right. And do you know how long that usually
 [5] is?
 [6] A It's not usually. I mean, but -- you know, if he
 [7] took a nap, it would be 20 minutes, half an hour, like
 [8] anybody else.
 [9] Q Okay. What kind of people had access to the West
 [10] Wing in general?
 [11] A People who had hard passes, permanent hard passes
 [12] You had to be pretty much a senior assistant to the President
 [13] or the -- generally the lowest level unless you had an office
 [14] in the West Wing was called special assistant to the
 [15] President, which is like lower middle management.
 [16] Q Run that last part by me again. Unless you had
 [17] what?
 [18] A Unless -- you know, Steven Gooden, the aide, is not
 [19] a special assistant to the President, but that's where he
 [20] works.
 [21] Q Unless you happen to have an office in the West
 [22] Wing --
 [23] A Right.
 [24] Q -- you're going to have to be a pretty senior
 [25] person to be in the West Wing.

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(1) A Right.
 (2) Q Okay.
 (3) A But, you know, other junior people could deliver
 (4) stuff, things like that.
 (5) Q Okay. Be in to make deliveries and they would have
 (6) to have the proper pass also. Is that correct?
 (7) A Right.
 (8) Q Is that the blue pass?
 (9) A I don't know the -- yes. There's a different kind.
 (10) I don't know what it is.
 (11) Q All right. Were you concerned at all about what
 (12) I'll call -- in terms of how this privacy cluster area,
 (13) pardon me, was set up, in terms of the President's schedule,
 (14) things like that, were you concerned at all about what I will
 (15) call the appearance problem? That is to say starting in the
 (16) campaign with the Gennifer Flowers issue, was there a special
 (17) effort because of what happened to the President during the
 (18) '92 campaign to say we're going to be really careful that no
 (19) one could even misinterpret anything and so we're going to
 (20) arrange the President's schedule, arrange the offices in such
 (21) a way that nobody can even make that speculation?
 (22) A I wouldn't say that and it wouldn't be my job
 (23) anyway. It's not what I did.
 (24) Q Okay.
 (25) A It wasn't something that I thought about. The only

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(1) time it may have come up is in the job of the President's
 (2) aide, generally people thought that would be a man.
 (3) Q Okay. I think you said one of them -- one of the
 (4) ones you mentioned was a female, correct? Rebecca Cameron?
 (5) A But she wasn't -- she worked for Nancy, I think.
 (6) Q Oh, okay. All right. You mentioned her being --
 (7) you mentioned her desk being the same desk that you thought
 (8) that Steve Gooden and Andrew Friendly used.
 (9) A Across.
 (10) Q Oh, she's across from there? Okay. All right.
 (11) I'm glad I --
 (12) A And I don't know. This one might have been hers
 (13) and this one might have been his, I don't know.
 (14) Q Sure. Okay. But they were not the same desk.
 (15) A No.
 (16) Q And they were not the same --
 (17) A There were two desks in that room.
 (18) Q Okay. And she was whose aide?
 (19) A I thought she worked for Nancy Hemreich.
 (20) Q Okay. You had said that name earlier and I wanted
 (21) a clarification on that. You said that wouldn't have been
 (22) your job. Whose job would that have been?
 (23) A I don't particularly accept the premise. I mean,
 (24) it was never discussed in my presence that I knew about, but
 (25) the deputy chief of staff, there was -- Evelyn and Erskine

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(1) were responsible for management of the White House proper.
 (2) Q And I'm not asking you to accept the premise,
 (3) but --
 (4) A Yes. I don't particularly, but --
 (5) Q But if there was, they would be the people --
 (6) A Yes.
 (7) Q -- who would handle that because they're
 (8) operational deputies.
 (9) A Operational deputies. Right.
 (10) Q And, again, they weren't deputies at the same time,
 (11) is that correct?
 (12) A No. That slot was the operational deputy.
 (13) Q Now, I'm not saying that we have, but assuming we
 (14) have heard that there was this issue, this appearance issue,
 (15) you're not in a position to say, no, that's wrong, that never
 (16) really happened, you're just not aware of it.
 (17) A I'm not aware of it. Right.
 (18) Q Okay. How many interns were you aware of in the
 (19) West Wing? In general. On a given day, how many -- were
 (20) there a lot of interns, a few interns?
 (21) A The whole West Wing or the first floor? I couldn't
 (22) speak to the whole West Wing.
 (23) Q Yes. I'm sorry. The first floor and specifically
 (24) the general areas we've been talking about.
 (25) A It depended. You know, generally, you know, at

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(1) various times I had two paid staffers or one. If I had only
 (2) one paid staffer, then I would generally have an intern man
 (3) one of my desks to answer the phones. So I would generally
 (4) have one to two around. This cluster of offices would
 (5) generally have between one and three around.
 (6) Q This is between the chief of staff's office and
 (7) Ickes' office.
 (8) A The same thing here. One or two here maybe. I
 (9) would expect that there was probably one or two in the press
 (10) office, none in the National Security Office, maybe one in
 (11) the Vice President's.
 (12) Q All right. [REDACTED]
 (13) [REDACTED]
 (14) A [REDACTED]
 (15) Q [REDACTED]
 (16) A [REDACTED]
 (17) Q [REDACTED]
 (18) [REDACTED]
 (19) A Right. [REDACTED]
 (20) [REDACTED]
 (21) Q Okay. [REDACTED]
 (22) [REDACTED]
 (23) A Right.
 (24) Q And then you mentioned -- you said the word here,
 (25) but you were pointing to the area left of Erskine Bowles

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(1) office as an area where you thought there were some interns?
 (2) A Every once in a while, there might be one or two
 (3) around.
 (4) Q Okay. Would that be their main office, or would
 (5) they be over in the Old Executive Office Building and come
 (6) over occasionally?
 (7) A The last couple of weeks have been in part an
 (8) education for me. I just didn't think about interns a lot.
 (9) I mean, I would see people around, but I didn't know who --
 (10) I sometimes wouldn't know who was paid and who was an intern.
 (11) Q Okay. I guess --
 (12) A There were -- yes, there were, you know, a couple
 (13) here, a couple there, a couple here.
 (14) Q All right. I guess what I'm trying to find out is
 (15) did you have -- and you might have not, apparently based on
 (16) your answer, this might not have been something you adverted
 (17) to at the time, but were there -- did you have the sense on
 (18) any given day as you're walking down the hall you could see
 (19) eight or ten interns going through these hallways we've been
 (20) talking about?
 (21) A It just wouldn't be something I would think about.
 (22) I mean, I --
 (23) Q You can't speak to it, basically.
 (24) A I really can't.
 (25) Q All right.

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(1) A I know that there were young people around. I
 (2) couldn't tell you who was an intern, who was a junior staffer
 (3) most of the time.
 (4) Q Okay. Did many junior staffers actually office in
 (5) these hallways we've been talking about in the West Wing?
 (6) A Well, each senior person generally has at least
 (7) one --
 (8) Q Junior staffer?
 (9) A -- junior staffer who works for them. Yes.
 (10) Q All right. What do you know about these people,
 (11) White House interns? Generally, what can you tell us about
 (12) them?
 (13) A I would speak to them every year. They would come
 (14) in for two to four-month periods. Generally, I had any given
 (15) semester between two and six interns. But they would mostly
 (16) work answering my mail in the Old Executive Office Building.
 (17) Like I said, I had one very good one named Stacey Parker who
 (18) later got a full-time position. And she would sometimes
 (19) answer the phone. The same with Laura Capps. She later got
 (20) a full-time position as well. My other interns I really
 (21) didn't know that well. They were just sort of cycled
 (22) through.
 (23) Q Do you know where Laura Capps went after she was a
 (24) intern?
 (25) A She became a staff assistant for me.

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[1] Q Okay. Do you know if she's still at the White
[2] House?
[3] A She was up until December, but her father, a
[4] congressman, passed away in December and her mom is running
[5] to replace him and so she's gone back home to help her.
[6] Q Okay. Did the interns generally have access to the
[7] President?
[8] A Not generally. You would see them in the halls.
[9] Q All right. Other than on ceremonial occasions,
[10] were there ever interns in the -- for instance, this area
[11] we've talked about, the Oval Office, study, dining room,
[12] other than on ceremonial occasions, would there ever be
[13] interns in those areas?
[14] A Like I said, there were -- sometimes one of my
[15] interns may answer my phones if my assistant was gone. Every
[16] once in a while. But that's another office removed.
[17] Q Right. For now, even though it's within your
[18] yellow, let's just talk about -- this is your office.
[19] A Right.
[20] Q Where you are, just to the left of the dining room.
[21] A Right.
[22] Q But if we're just talking about the dining room,
[23] study, hallway, Oval Office --
[24] A Of course not.
[25] Q Okay. You never saw an intern there than you can

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[1] have cake in Betty and Nancy's office.
[2] Q And you think it might have been around that time
[3] period?
[4] A Could have been. I can't tell you exactly when.
[5] Q A very vague memory of that.
[6] A Vague memory of it.
[7] Q Do you have any memory of her working in this
[8] cluster of offices you've identified to the right of the
[9] chief of staff's office?
[10] A I just remember her answering the phones.
[11] Q Okay. Do you remember if that might have been
[12] during any of the budget --
[13] A Probably. That's probably why I remember, since
[14] the budget was one of my major responsibilities, so that
[15] would make sense.
[16] Q All right. Is there anything memorable about the
[17] first time you met her? Any particular thing that stands
[18] out?
[19] A No.
[20] Q Do you know where her -- you've said that you saw
[21] her answering phones in the room to the right of 111. Do you
[22] know where she was regularly located --
[23] A I don't.
[24] Q -- at that time?
[25] A No.

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[1] remember other than on a ceremonial occasion.
[2] A No.
[3] Q Have you ever seen an intern alone with the
[4] President?
[5] A No.
[6] Q Do you know Monica Lewinsky?
[7] A Yes.
[8] Q When did you first meet her?
[9] A I can't tell you. I'm sure it was some time after
[10] she joined the White House.
[11] Q Do you remember the circumstances under which you
[12] met her?
[13] A I think she was answering phones in this cluster.
[14] Q Okay. You've talked about the cluster --
[15] Between Leon and Harold.
[16] Q Okay. And do you know if she was an intern when
[17] you met her or she had already gone to work for Office of
[18] Legislative Affairs?
[19] A Couldn't tell you. Could be either one, but I
[20] don't know.
[21] Q Do you remember the time period that you first saw
[22] her answering phones in this office?
[23] A Yes. In the last two weeks, I've read a million
[24] times that she started some time in -- I guess '95 and worked
[25] through '96, so that would be the time period, but I --

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[1] Q Did you have contact with her either when she was
[2] an intern or worked for Office of Legislative Affairs on a
[3] regular basis?
[4] A I wouldn't say that. No. Again, this memory was
[5] jogged from reading it in one magazine this weekend. I think
[6] she would like bring me coffee. But I think my assistant
[7] stopped her and so I would never really see her. I would
[8] just know that the coffee was there.
[9] Q Okay. She'd stop her from actually getting --
[10] A Yes.
[11] Q -- view time with you?
[12] A Right.
[13] Q So it would be fair that you had -- are you saying
[14] you don't think you had contact on a regular basis?
[15] A Yes. I'd see her in the hallway.
[16] Q You would have some contact with her.
[17] A Some is even -- yes, I would have some contact with
[18] her.
[19] Q Did you know her by reputation? And, if so, what
[20] was her reputation? Again, during the time --
[21] A Not really. I mean, again, I didn't pay that much
[22] attention to interns.
[23] Q Obviously from what you're telling us you did see
[24] her in the West Wing.
[25] A Mm-hmm.

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[1] Q You don't remember based on your own --
[2] A I wouldn't necessarily remember it based on my
[3] own --
[4] Q Yes, that's what I'm asking you right now, based on
[5] your own --
[6] A And I just should sort of have a blanket statement
[7] now that you're asking questions about her, for the last two
[8] weeks, because of my new job, my new responsibilities, I've
[9] read everything about this. I'm trying very hard here to
[10] just speak to what I knew then.
[11] Q Yes. Unless I make it clear that I'm asking kind
[12] of "do you know, have you heard" questions, I'll operate
[13] under that assumption.
[14] A Right.
[15] Q But if you -- it's possible that certain events in
[16] the last few weeks --
[17] A Have jogged memories. Yes.
[18] Q Has that happened somewhat with respect to --
[19] A A little bit. Yes.
[20] Q Okay. Can you tie the first time you saw her to a
[21] particular event, if not to a date? To something that was
[22] going on.
[23] A The only one I remember, there was some --
[24] somebody's birthday or something. Often when there's -- like
[25] my birthday or someone else that the President knew, we might

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[1] Q During the time period, let's start about before
[2] she --
[3] A I mean, I -- let me just -- you know, I guess I
[4] would notice that I would have coffee and my assistant
[5] definitely wouldn't, you know, let this person in, but I had
[6] a lot to do. I wouldn't think about.
[7] Q Okay. Did she ever tell you why she wouldn't let
[8] this person in?
[9] A No.
[10] Q Have you ever heard the term clutch? A clutch?
[11] A Sure.
[12] Q Okay. And what's a clutch?
[13] A A clutch is -- well, another word is Velcro.
[14] Someone who just seeks to attach themselves either to a senior
[15] staffer or the President.
[16] Q All right. Do you know whether or not she had that
[17] reputation?
[18] A Now I've read so much that -- yes, but I didn't
[19] think about it then.
[20] Q At the time, you didn't know that.
[21] A Not really.
[22] Q Okay. So, again, it's fair to say you did see her
[23] in the West Wing.
[24] A Mm-hmm.
[25] Q If you had to -- before the time period that she

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(1) was removed from the White House, if you had to quantify, if
 (2) you could, how many times do you think you would have seen
 (3) her?
 (4) A Seen?
 (5) Q Yes.
 (6) A I don't know. This is so loose -- a dozen.
 (7) Q Okay. Did you ever see her alone with the
 (8) President?
 (9) A No.
 (10) Q Did you ever see her enter the Oval Office, the
 (11) study, the hallway off the study or the dining room alone?
 (12) A No.
 (13) Q Let me define alone. When I say did you ever see
 (14) her alone with the President, that would mean in a situation
 (15) where she and the President were in a particular room and
 (16) nobody else was in that room.
 (17) A No.
 (18) Q And you didn't see her alone with the President.
 (19) A No.
 (20) Q Okay. Do you know, did you know back then, not
 (21) based on what you've learned in the last couple of weeks, did
 (22) you know whether or not she was considered a good intern?
 (23) A Didn't think about it for half a second.
 (24) Q Do you know how she got hired permanently?
 (25) A No.

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(1) Q In Office of Legislative Affairs?
 (2) A No.
 (3) Q Okay. Did you know or did you hear at the time how
 (4) she got hired?
 (5) A No.
 (6) Q Have you heard since then how she got hired
 (7) permanently in Office of Legislative Affairs?
 (8) A Actually, no. I'd like to know, to tell you the
 (9) truth, but I don't know.
 (10) Q Do you find it surprising that she got a full-time
 (11) job going straight from the internship?
 (12) A Not particularly. As I said, again, I had two
 (13) exceptional interns who got full-time jobs, both Laura Capps
 (14) and Stacey Parker. Now, they were exceptional, they did
 (15) great work for me, and I went to bat to get them a job.
 (16) Q All right. That prompts my next question. When --
 (17) I guess it's a two-part question. The first is how common is
 (18) it for interns to go directly into a staff job and the second
 (19) part is it usually the result of stand-out performance as
 (20) an intern?
 (21) A I would say -- the latter question, yes, you'd have
 (22) to be good.
 (23) Q Okay.
 (24) A Or, I mean, I could imagine -- it was cyclical.
 (25) You know, we had the staff cut. I was always fighting for

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(1) more staff because I was always overworked, I always wanted
 (2) to have another assistant. And it was a little bit easier
 (3) for me to be able to argue, you know, Laura and Stacey were
 (4) here, you guys saw what a great job they did, we're only
 (5) talking about, you know, \$18,000 and we're working 90 hours a
 (6) week, I need some help. So it's a combination of necessity
 (7) and talent.
 (8) Q Okay. Now, what about the first part? How
 (9) atypical or how typical would it be to go straight from one
 (10) to the other, intern job to paid staffer.
 (11) A I think it's definitely the exception to the rule,
 (12) but I couldn't quantify it.
 (13) Q Okay. All right. Do you recall if you saw her
 (14) more or less --
 (15) A I can't quantify it. I probably had in my own
 (16) experience 35 interns over the course of four years, 40
 (17) interns and two got jobs.
 (18) Q Two out of how many?
 (19) A Thirty-five or 40.
 (20) Q Thirty-five. Okay. If you're standard, if you're
 (21) par for the course --
 (22) A I don't know. I should say I don't know that I'm
 (23) par for the course and I didn't deal with management, so I
 (24) wouldn't know the whole --
 (25) Q Obviously less than 10 percent for you, two out

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(1) of --
 (2) A For me, yes. Yes.
 (3) Q I think, but don't hold me --
 (4) A I didn't have many jobs, though. I only had one
 (5) job, so --
 (6) Q Do you recall whether you saw her more or less
 (7) after she went to Legislative Affairs from her internship
 (8) job?
 (9) A I assume I saw her less because she wasn't
 (10) answering phones on the first floor, but I don't know that.
 (11) Q Did you ever see her with the President -- you've
 (12) said you never saw her alone with the President, did you ever
 (13) see her with the President at all that you can recall?
 (14) A Well, probably that party, that first time.
 (15) Q Okay. The party which was in the Betty Currie
 (16) area?
 (17) A Yes.
 (18) Q All right. Other than that, did you ever see her
 (19) with the President?
 (20) A I've seen her in a lot of pictures since then, but
 (21) not then. No.
 (22) Q All right. That's the only memory you have from
 (23) back then of seeing her even in the room with the President?
 (24) A Yes.
 (25) Q And anything unusual about that event?

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(1) A No.
 (2) Q You never saw her alone with the President in any
 (3) location, not just the ones I've talked to you about,
 (4) correct?
 (5) A Right. No.
 (6) Q And you never saw her in a room where you had
 (7) reason to believe the President would later be or just had
 (8) been.
 (9) A No.
 (10) Q I take it then that that means -- and I realize
 (11) these are sensitive questions, so I'm going to be as genteel
 (12) as I can, I'm going to ask you a few questions about a sexual
 (13) relationship which will include both intercourse and oral
 (14) sex. Do you understand?
 (15) A Yes.
 (16) Q And I take it, then, you have no personal knowledge
 (17) that she ever had a sexual relationship with the President,
 (18) correct?
 (19) A Correct.
 (20) Q Have you heard from any source whatsoever -- well,
 (21) let me break it down. Before the last --
 (22) A No.
 (23) Q I want to talk about before this became a media
 (24) event in the last couple of weeks.
 (25) A Right.

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(1) Q Had you ever heard from any source, and I'm
 (2) including the period she worked at the Pentagon as well as at
 (3) the White House, that the President and Ms. Lewinsky might be
 (4) having a sexual relationship or did have a sexual
 (5) relationship?
 (6) A I might have heard a rumor some time late last
 (7) year, just in the air, but that would be more from the
 (8) journalistic area, more from the Newsweek thing. Nothing
 (9) when I was there.
 (10) Q You can't recall who you heard that rumor from?
 (11) A No.
 (12) Q Have you heard anything from -- in other words, let
 (13) me go back, you think that would have been a journalistic
 (14) rumor you heard in late last year?
 (15) A Late last year. Yes. Mid to late. I don't
 (16) remember exactly. You know, it was sort of in the air in the
 (17) fall.
 (18) Q All right. When you heard that, what did you
 (19) think?
 (20) A I heard lots of rumors and I didn't think about it.
 (21) Q Okay. I mean, it wasn't like something where you
 (22) thought that and you thought, hmm, based on what I remember
 (23) about that person, that could make sense?
 (24) A No.
 (25) Q The person being Ms. Lewinsky.

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(1) A Correct.
 (2) Q Have you heard anything in the last couple of weeks
 (3) that leads you to believe, from any source, that she had a
 (4) sexual relationship with the President as I've defined it?
 (5) A Do I have to answer that?
 (6) Q Yes, but you can feel free if you have a problem
 (7) with that --
 (8) A I'd better talk to my lawyer --
 (9) Q Go ahead.
 (10) A -- because I have these journalistic
 (11) responsibilities.
 (12) Q Sure.
 (13) A And I don't know what -- I have to do deal with
 (14) that.
 (15) MR. WISENBERG: That's right. That's why he's
 (16) here.
 (17) We'll take a brief recess.
 (18) (A brief recess was taken.)
 (19) BY MR. WISENBERG:
 (20) Q You're the same George Stephanopoulos who has been
 (21) testifying since 1:30, approximately, 1:45?
 (22) A Yes.
 (23) Q I'm going to go back for a minute. You had asked a
 (24) question earlier about 6(e), exceptions to 6(e) and matters
 (25) that get sent to the Hill, if you recall.

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(1) A Right.
 (2) Q And what I have been informed by the smartest
 (3) person I could reach at our office at the time was that the
 (4) position of our office is that under the statute we could
 (5) never release as part of the function of the Independent
 (6) Counsel, we could never release 6(e) related material unless
 (7) there was a court order and typically the venue that that
 (8) would be done would be as part of a formal report to an arm
 (9) of the Congress.
 (10) It's not saying that that's going to happen, number
 (11) one, that there's going to necessarily be a report or that
 (12) we're going to ask a court if there is a report to release
 (13) some 6(e) or all 6(e), but it's conceivable. You need to
 (14) know that.
 (15) A Fine.
 (16) Q Is that understandable?
 (17) A Yes.
 (18) Q Okay. Let me see where we were. I think I had
 (19) asked you -- we were at a "have you heard" question and I
 (20) want to ask you, let me ask you this way first, prior to the
 (21) last couple of weeks when this became a media issue, other
 (22) than the one thing you talked to us about that you heard in
 (23) the air last summer, have you ever heard from any source that
 (24) the President and Ms. Lewinsky had or may have had a sexual
 (25) relationship?

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(1) A No.
 (2) Q All right. In the last two weeks, have you heard
 (3) from -- in generally the last two weeks or since this has
 (4) become a public issue, have you heard from any source that
 (5) the President and Ms. Lewinsky indeed may have had a sexual
 (6) relationship?
 (7) A On that, I have to claim privilege. I am a
 (8) journalist now employed by ABC News and I don't think I'm at
 (9) liberty to answer that.
 (10) Q Okay. And we will not, at least for the time
 (11) being, we're not going to litigate this issue late in the
 (12) afternoon.
 (13) A May I just make a note of that so I can tell ABC
 (14) when I go back what just happened?
 (15) MR. WISENBERG: Yes.
 (16) (Pause.)
 (17) BY MR. WISENBERG:
 (18) Q If Monica Lewinsky had been alone in the study with
 (19) the President, would that have been unusual, in your view?
 (20) A I think so.
 (21) Q And why is that?
 (22) A It would be unusual, I think, for anyone -- again,
 (23) not unprecedented, but unusual for anyone to be alone in the
 (24) study with the President, I believe. But, again, I'm sure he
 (25) could be in there and I just wouldn't know.

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(1) Q But in your view, based on your up-close knowledge
 (2) from your years at the White House, that's an unusual
 (3) circumstance.
 (4) A Relatively unusual. I would sometimes -- if the
 (5) President, if I woke him up from a nap and he was changing,
 (6) putting on a new tie before an event and I was briefing him,
 (7) I could imagine being alone in the study with him or making
 (8) phone calls, but it's not a normal thing.
 (9) Q He would have to invite you in, of course. Is that
 (10) correct?
 (11) A Definitely. Absolutely.
 (12) Q Let's take somebody in Ms. Lewinsky's position.
 (13) She was an intern and then a relatively low level staffer in
 (14) Office of Legislative Affairs. Is that correct, to the best
 (15) of your knowledge?
 (16) A Yes.
 (17) Q That I've properly defined what she was?
 (18) A Yes.
 (19) Q And then after that, she had a position, some kind
 (20) of a position at the Pentagon, is that correct?
 (21) A So I've read.
 (22) Q Somebody in that kind of a position, would it be
 (23) unusual if she was alone on several occasions with the
 (24) President in the study?
 (25) A I think so.

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(1) Q And would it be unusual if a person such as that at
 (2) that level would be alone several occasions in the Oval
 (3) Office with the President?
 (4) A Yes.
 (5) Q I want a clarification. Your invocation of a
 (6) journalistic privilege is limited at this point to the last
 (7) couple of weeks, is that correct?
 (8) A It is. I mean, then we should -- I might have to
 (9) extend that. I've been under contract to ABC since about
 (10) last January. I have to check with them. I have not talked
 (11) with the ABC lawyers.
 (12) Q You're going to talk with them?
 (13) A I'm going to talk with them. I would think they
 (14) would believe that it extends since I left the White House
 (15) and signed a contract with them.
 (16) Q Which was when?
 (17) A Beginning of this year.
 (18) Q And as I understood you to articulate that position
 (19) out in the hall, and correct me if I'm wrong, that position
 (20) could be as broad as that basically once you've gone to work,
 (21) since you've gone to work for ABC as analyst, anything that
 (22) anybody tells you could be part of a journalistic privilege
 (23) because you have a duty to report it to --
 (24) A Yes. I have a duty to report it to ABC.
 (25) Q Okay.

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(1) A Yes.
 (2) Q All right. You and your lawyer are going to talk
 (3) to the ABC people and come up with a position, I take it.
 (4) A Yes.
 (5) Q All right.
 (6) A Yes. My lawyer represents me for my time in the
 (7) White House and I have to check with ABC for my employment
 (8) with them.
 (9) Q In light of the most recent allegations, and I've
 (10) kind of asked this question in a slightly different way, is
 (11) there anything -- again, is there anything you've seen or
 (12) heard since this has become public, and let's confine this to
 (13) that you've publicly read that wouldn't be a journalistic
 (14) source, okay?
 (15) A Right.
 (16) Q Let's ask it that way first. That has caused an
 (17) event in the past that you saw or heard to take on a new
 (18) significance?
 (19) A No.
 (20) Q It wouldn't even have to be something that you saw
 (21) with Ms. Lewinsky, just something in terms of the White House
 (22) or the layout or an event.
 (23) A No.
 (24) Q Okay. Now, is there something in the last couple
 (25) of weeks that you've heard from any of your sources that

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... makes an event in the past take on a new significance?
 A I can't answer that.
 Q You're invoking that journalistic privilege.
 A Yes.
 Q We just need to make a record for that.
 A Right.
 Q That way, if we need to, it can just be litigated
 at a later time, instead of marching you in to answer the
 question.
 A Let's go back one question.
 Q Sure.
 A This may be nothing, but I just thought of one time
 I saw her at Starbucks and people come up to me all the time
 and she came up to me once and it was like one sentence about
 does the President tell the truth or something. I suppose in
 retrospect -- at the time, I didn't think anything of it
 because people come up to me and say things like that all the
 time, but I suppose if you're stretching, that that at some
 level could have new significance.
 Q Ms. Lewinsky said that?
 A Mm-hmm.
 Q Do you know when?
 A It was some time late '96.
 Q Okay. Is that -- was that like unusual? I mean,
 is --

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A No. It's not unusual for people to come up to me
 at Starbucks. It was right --
 Q Right. But that question, to come up to you and
 asks you does the President tell the truth?
 A People ask me -- and that might not have been the
 exact question -- people say -- it really wasn't unusual at
 all at the time. It was the kind of thing that people come
 up and say to me all the time. But, again, in retrospect,
 knowing everything I've known over the last two weeks, you
 could argue that that has maybe some significance.
 Q And is that also partially because it was late '96?
 A Not particularly. She would hang out at the
 Starbucks by my house. No.
 Q Okay. Did you see her at the Starbucks on other
 occasions?
 A Sure. I saw her. Yes.
 Q Okay. Do you remember seeing her -- I mean,
 outside of the White House, then, occasionally?
 A That would be the only place I ever saw her.
 Q Okay. You had no social relationship with her.
 A No.
 Q Okay. So you might have seen her a few times at
 the Starbucks.
 A Yes.
 Q When she came up to you, it was if she was somebody

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who knew you?
 A Everybody comes up to me as if they know me. Yes.
 Q And I certainly recognized her.
 Q Okay. Again, in light of the recent allegations,
 is there anything you have seen or heard in the past that is
 consistent with a sexual relationship between Ms. Lewinsky
 and the President?
 A No.
 Q What, if anything, did the President ever tell you
 in any way about any relationship, social or sexual, between
 himself and Ms. Lewinsky?
 A Nothing.
 Q And I take it based on your earlier answers that
 would be true of anyone else?
 A Yes. I was his staff, I'm not his peer.
 Q Okay. Did you ever discuss while you were at the
 White House Monica Lewinsky with Betty Currie, to your
 recollection?
 A I don't think so.
 Q Did you ever discuss Monica Lewinsky with Vernon
 Jordan?
 A No.
 Q With John Podesta?
 A No.
 Q With Leon Panetta?

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A No.
 Q With Bruce Lindsey?
 A No.
 Q With Evelyn Lieberman?
 A No.
 Q With Bayani Nelvis?
 A Who?
 Q Nel. The steward.
 A Oh, Nel? Oh, no.
 Q With Harold Ickes?
 A No.
 Q With Erskine Bowles?
 A No.
 Q With Hillary Rodham Clinton?
 A No.
 Q With any other White House staff member?
 A No.
 Q Do you know why -- let's go back to the time it
 happened, not to the events of the last few weeks, do you
 know why she was kicked out of the White House and sent over
 to the Pentagon?
 A No.
 Q You heard no rumors about it at the time
 whatsoever?
 A No.

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Q Did you ever know that she was gone? Did you even
 have a consciousness that she had left the White House?
 A I don't think so now, you know, but I don't think
 so.
 Q Does it strike you as unusual for a Vernon Jordan,
 a John Podesta, a Betty Currie, a Bob Nash, all at the same
 time, roughly the same time, to be looking for a job for
 somebody in the position -- and I'm not meaning to cast
 disrespect on her at all, but somebody in the position of
 Ms. Lewinsky, to be helping her find a job in roughly the
 same time period? And let me add Bill Richardson to that.
 Assuming that it happened.
 A Very good question. It's not impossible, but it's
 not -- it's remarkable.
 Q Are you aware of any other White House intern or
 Office of Legislative Affairs staffer who Vernon Jordan
 personally took to see an attorney?
 A No.
 Q Do you also find based on your time in the White
 House, your knowledge of politics, that event to be
 remarkable?
 A I found a lot of things at the White House to be
 remarkable. This is -- it's going to take a longer answer.
 It's not inconceivable to me. I mean, unfortunately, you
 know, if you would have asked me four years ago would I ever

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imagine spending \$100,000 on legal bills and coming to a
 grand jury four times. I would have said that's remarkable,
 too. These are unusual times. So even though it's not
 something I would think is necessarily normal, I can't say
 that in my experience it's so out of this world that I
 couldn't imagine it.
 Q All right. That's not as remarkable as all the
 individuals I named helping her to find a job? Is that what
 you're saying?
 A It depends on the circumstance, you know? And I
 could even imagine -- you know, if you tell me Laura Capps,
 could Laura have had that same line up help her? Sure. But
 it's remarkable. I mean, it's -- you know, it's --
 BY MR. BINHAK:
 Q Is another word for remarkable unusual? Would it
 also be unusual?
 A Yes. It's unusual but not unprecedented. I mean,
 it's -- it happens.
 BY MR. BARGER:
 Q But you just mentioned Laura Capps and before you
 had said that her father had been a congressman, is that
 correct?
 A Yes. Oh, yes.
 Q Is that one of the things that makes it possible
 for her?

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[1] A Well, what makes it possible for her is that she
 [2] worked for me, I liked her -- I mean, that's what I'm saying.
 [3] It's possible. Laura did a great job. If she was going for
 [4] a job, I would call people and I would call -- I could
 [5] imagine calling John Podesta, Bill Richardson, Vernon Jordan
 [6] to help her.
 [7] BY MR. WISENBERG:
 [8] Q She moved into a permanent staff position for you,
 [9] is that correct?
 [10] A Yes. That's right.
 [11] BY MR. BINHAK:
 [12] Q Is there anything about Monica Lewinsky that you
 [13] know about that would make her worthy of that attention?
 [14] A Not that I know about. No.
 [15] BY MR. BARGER:
 [16] Q You said that it was conceivable that you could do
 [17] that for Ms. Capps because she was an exceptional employee,
 [18] but in fact did you or to your knowledge did she elicit the
 [19] help of the people that Mr. Wisenberg identified? I mean,
 [20] you said it's conceivable someone like her could obtain that
 [21] help, but to your knowledge, did she?
 [22] A No, but my assistant, Heather, who worked for me
 [23] got help. I helped get her jobs, other people. So, again,
 [24] it's not -- if she were looking for a job outside of the
 [25] White House, I've written letters of recommendation for

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[1] Laura, for example. I can see things like that happening.
 [2] BY MR. WISENBERG:
 [3] Q This rumor that was going around about a week ago
 [4] about an event witnessed in a screening room in a White House
 [5] by -- there are different variants of the rumor, a Secret
 [6] Service agents --
 [7] A A whole bunch of them. Right.
 [8] Q Where somebody saw Ms. Lewinsky and the President
 [9] in a compromising position. Excluding your period as an ABC
 [10] journalist, did you ever hear --
 [11] A Never heard it.
 [12] Q -- anything remotely like that when you were at the
 [13] White House?
 [14] A No.
 [15] Q What, if anything, did Monica Lewinsky say to you
 [16] about any relationship she had with President Clinton?
 [17] A Nothing. The only time I ever heard her mention
 [18] his name was that encounter at the Starbucks.
 [19] Q She never in any way explicitly, implicitly,
 [20] directly, indirectly stated or implied to you that she had
 [21] such a relationship?
 [22] A No.
 [23] Q Did she take any action that led you to believe she
 [24] might have a relationship with the President?
 [25] A No.

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[1] Q Did she ever give him any gifts that you were aware
 [2] of at the time?
 [3] A No, not that I was aware of at the time.
 [4] Q Those are all gifts you've learned of since then,
 [5] is that correct?
 [6] A Yes.
 [7] Q Do you ever recall seeing a mug, seeing President
 [8] Clinton use a mug that said Santa Monica?
 [9] A No.
 [10] Q Do you ever recall seeing such a mug in the Oval
 [11] Office?
 [12] A He had a lot of mugs.
 [13] Q Okay. Did the President ever give you gifts?
 [14] A Yes.
 [15] Q He was in the habit of giving staff members gifts?
 [16] A Mm-hmm.
 [17] Q Would that typically be senior staff or --
 [18] A Generally. Or people he knew.
 [19] Q Are you in a position to say whether or not
 [20] Ms. Lewinsky, based on what you observed at the time, got the
 [21] same treatment as other staff members at her level?
 [22] A I didn't think about it at the time.
 [23] Q Okay. Based upon what you've learned from
 [24] published sources since then, did she seem to get the same
 [25] attention as other people at her staff level?

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[1] A No.
 [2] Q Considerably more attention, would it be fair to
 [3] say?
 [4] A If the published reports are accurate.
 [5] Q Did the President ever discuss with you -- I might
 [6] have asked this in a more general way that covers this, but
 [7] I'm going to ask it anyway. Did he ever discuss
 [8] Ms. Lewinsky's transfer or firing from the White House with
 [9] you in any way?
 [10] A No.
 [11] Q Did he ever complain without naming her or him a
 [12] particular intern that got transferred?
 [13] A No.
 [14] Q Did he ever discuss Ms. Lewinsky with you at all?
 [15] A No.
 [16] Q Did he ever discuss with you the prospect of
 [17] Ms. Lewinsky returning to the White House after she was over
 [18] at the Pentagon?
 [19] A No.
 [20] Q Did anyone else discuss that with you?
 [21] A No.
 [22] Q She never confided in you at all other than what
 [23] you've told us about this event at Starbucks?
 [24] A No.
 [25] Q No, she did not confide in you?

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[1] A No, she did not confide in me.
 [2] MR. WISENBERG: That's all I've got for right now.
 [3] (Pause.)
 [4] BY MR. WISENBERG:
 [5] Q When you would help people get a job, did you ever
 [6] contact Vernon Jordan to help you? If you can recall?
 [7] A I know I talked to him about what I was going to
 [8] do. I don't think so beyond that.
 [9] Q All right. How about John Podesta? Did you ever
 [10] discuss with John Podesta getting a job, helping to get a
 [11] job, for somebody else?
 [12] A No.
 [13] Q How about Bob Nash? Do I have that right?
 [14] A Sure. He's the director of personnel. Yes. I
 [15] would talk to him a lot.
 [16] Q That would be a person you would talk to.
 [17] A Yes.
 [18] Q Maybe Jodie Torkelson?
 [19] A I would always go to Jodie because I wanted more
 [20] money for my staffers and she controlled that.
 [21] Q Patsy Thomasson?
 [22] A No.
 [23] Q Okay. But Bob Nash would be personnel within the
 [24] White House --
 [25] A Within government.

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[1] Q Okay. All right. But you would not go to him for
 [2] non-governmental.
 [3] A Correct.
 [4] Q Bill Richardson, have you ever gone to him on
 [5] behalf of anybody looking for a job?
 [6] A No, but I've called him or he's called me when he's
 [7] interviewing people to say what I think, if they've worked
 [8] for me before or I've known how they worked.
 [9] Q He's called you?
 [10] A And I've called him. Sure.
 [11] BY MR. BINHAK:
 [12] Q A little earlier in your answers you said that
 [13] sometimes the President would stay all night and you would
 [14] leave earlier. You would work all night at the White House.
 [15] Is there any particular reason why the President would stay
 [16] all night but you wouldn't be there?
 [17] A I meant that more figuratively than literally, but
 [18] he would often just stay, do his paperwork. And there were
 [19] no more meetings, there was not necessarily a reason for any
 [20] of us to stay. I mean, I would try to stay until he left but
 [21] sometimes I couldn't do it, you know.
 [22] Q Let me ask you to think about the study for a
 [23] minute. You said that you've been in the study on occasion
 [24] with the President, is that correct?
 [25] A Mm-hmm.

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[1] Q Did you happen to notice whether the President kept
[2] gifts in a bag under his study desk?
[3] A Oh, I'm sure he did. He would recycle a lot. You
[4] know, because he gets gazillions of gifts, so he just spreads
[5] it around.
[6] Q So are you saying that you're sure he did because
[7] you just think he did or --
[8] A No, I saw -- you know, it's a cluttered office.
[9] You see -- there's golf clubs on one side, books on another,
[10] a little TV. There's trinkets all around. Yes. So --
[11] Q Did you ever notice a bag in particular under his
[12] desk?
[13] A I probably did, but I can't picture it now.
[14] Q The other night, you were speaking on the news and
[15] I think it was Ted Koppel who turned to you and he said if
[16] the President is watching you, what advice do you have to him
[17] right now and you said to Ted Koppel this would be my advice
[18] to the President, I'm paraphrasing right now --
[19] A It was to Peter Jennings, I think.
[20] Q Okay. Either way. That shows you my television
[21] literacy. I apologize. The words you used, I think, as
[22] close as I can remember were, Mr. President, get your story
[23] out. Is there any reason you chose that formulation of
[24] words?
[25] A It's live television. I mean, you choose whatever

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[1] words. You don't choose words, they come into your head.
[2] Basically, what I said, what I said last night, what I say
[3] every night, I think that he has to tell everybody what
[4] happened.
[5] Q Is there any particular reason you didn't say to
[6] him, at that point your advice wasn't tell the truth?
[7] A I think he should tell the truth. There was no
[8] reason.
[9] Q It was just the choice of words.
[10] A Yes.
[11] Q That's really what I'm getting at.
[12] A Right. I think he should tell the truth as quickly
[13] as possible.
[14] MR. BINHAK: I have no further questions.
[15] BY MR. BARGER:
[16] Q Let me go back to helping interns get employment.
[17] To your knowledge, and I'm asking it based on your knowledge
[18] back when you worked at the White House as opposed to
[19] anything you may have learned in the last few weeks, to your
[20] knowledge, did Mr. Jordan help any staff members at the White
[21] House get employment, and I mean staff members in the same
[22] position or lower than Monica Lewinsky as opposed to senior
[23] staff members?
[24] A It wasn't unusual for him to help junior staff
[25] members. He really -- I mean, as he said in his press

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[1] statement, he helped an awful lot of people.
[2] Q I'm asking you not based on what he said but as
[3] opposed to your knowledge back when you worked at the White
[4] House. To your knowledge, back then, did he?
[5] A Yes, he helped people.
[6] Q Can you tell me generally what your source of
[7] knowledge is for believing that or understanding that?
[8] A People talk.
[9] BY MR. WISENBERG:
[10] Q Let me show you Exhibit ER-21. Would you read that
[11] to yourself, tell us what that is and tell us what it means?
[12] A I've never seen anything like this before, but what
[13] it says is page for George Stephanopoulos, it was transmitted
[14] January 15, 1996 4:08 text transmitted was Ricki Seidman
[15] called for you, [REDACTED], Monica in Legislative Affairs.
[16] It's a pager.
[17] Q Okay. Would that be unusual, that during the time
[18] she worked for Office of Legislative Affairs that she might
[19] leave a page message for you?
[20] A I have no memory of it, but if someone called
[21] Legislative Affairs, like Ricki who I know, and said can you
[22] find George, that's what would happen.
[23] Q There's nothing earth shattering about --
[24] A No. No.
[25] Q No reason to believe it's not a record of something

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[1] that actually happened?
[2] A Probably did happen. I have no reason to think it
[3] didn't happen.
[4] Q Okay. I've asked you a couple of things, we've
[5] asked you a few questions about would this be unusual based
[6] on what you knew at the White House and based on the position
[7] of Ms. Lewinsky. I'm going to ask you a hypothetical, so
[8] obviously by definition I'm asking you to assume certain
[9] facts. And we're not at all necessarily stating that these
[10] have all been established or that we know these. Do you
[11] understand?
[12] A Sure.
[13] Q But assume somebody in Ms. Lewinsky's position as
[14] we have described it, assume several meetings alone in the
[15] study with the President, several meetings alone in the Oval
[16] Office with the President, assume Vernon Jordan taking her to
[17] and introducing her to a lawyer for the Paula Jones lawsuit
[18] and talking to her about what her testimony would be or what
[19] her affidavit would be, assume all these people we've
[20] mentioned, Bill Richardson, Vernon Jordan, Betty Currie, Bob
[21] Nash, John Podesta, helping her to find employment and assume
[22] roughly 20 to 30 visits to the White House, allowed in to the
[23] West Wing, let's say 20 visits to the White House, allowed
[24] access into the West Wing, after having been transferred for
[25] being a clutch, based on your knowledge, what you know at the

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[1] White House, is this a highly unusual situation?
[2] A Yes.
[3] MR. WISENBERG: Pardon me just a moment.
[4] (Pause.)
[5] MR. WISENBERG: Mr. Barger has a few questions.
[6] I think with one exception I'm done.
[7] (Pause.)
[8] MR. WISENBERG: I'm going to ask you to step
[9] outside for just a few moments and then we're going to have
[10] you back in for what I hope will be a final series of
[11] questions.
[12] (Witness excused. Witness recalled.)
[13] MR. WISENBERG: Madam Foreman, do we have a quorum?
[14] THE FOREPERSON: Yes, sir. We do.
[15] MR. WISENBERG: All right. I'm going to turn over
[16] the questioning for a while to Mr. Barger.
[17] MR. BARGER: "A while" suggests that we'll be here
[18] a long time, but that's not fair because it will be very
[19] brief.
[20] THE WITNESS: Okay.
[21] BY MR. BARGER:
[22] Q Mr. Stephanopoulos, the grand jurors had expressed
[23] a concern about notes that you may have taken at the
[24] beginning of the questioning, some time ago, and the grand
[25] jurors have some concern that perhaps you were taking notes

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[1] about the possible race and sex breakdown of the jurors and,
[2] at their request, we would like to ask you if you took notes
[3] about that and, if so, why?
[4] A I did, just for my memory.
[5] Q Can you elaborate for what if any purpose you took
[6] those notes and what you plan to do with that information?
[7] BY MR. WISENBERG:
[8] Q Why would you want to remember them?
[9] A Mostly for my own writing, for my own purposes.
[10] I think it will be a matter of historical record.
[11] BY MR. BARGER:
[12] Q Has the White House or anyone on their behalf made
[13] a request that you preserve such information?
[14] A Absolutely not.
[15] MR. BARGER: Let me just take a second. I think
[16] that's all the questions I have.
[17] THE WITNESS: Maybe I should elaborate. I am
[18] writing a book on my experiences. For better, for worse,
[19] this has become part of that.
[20] BY MR. WISENBERG:
[21] Q I think it's fair to say on behalf of the grand
[22] jurors there is a great degree of concern about their
[23] privacy, their integrity and their safety in terms of the
[24] work that they do. Has anybody suggested that you take any
[25] notes in order to give them information about this grand

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[1] jury?
 [2] A Oh, no.
 [3] Q Has anybody suggested anything to you that, as you
 [4] think about it in any way, shape or form, is meant to
 [5] frighten, hinder or obstruct this grand jury?
 [6] A Absolutely not.
 [7] Q Did you do a racial breakdown of the grand jury?
 [8] A Race and gender.
 [9] Q Okay. Did you make any notes about where
 [10] particular races or genders might be seated?
 [11] A No.
 [12] Q Did you take any notes about any activities that
 [13] the grand jurors, particular grand jurors might be engaged
 [14] in?
 [15] A No.
 [16] Q I'm going to ask you on behalf of the grand jury to
 [17] preserve what you have written here today, that is to say not
 [18] to destroy it or to alter it any way after you leave.
 [19] A I will.
 [20] Q We might very well ask for it. There is some
 [21] question about whether or not we would have the power to take
 [22] it from you today, so what we're instructing you to do is
 [23] preserve the integrity of it by not destroying it and not
 [24] doing anything to change the way it looks right now. Do you
 [25] understand?

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[1] A Mm-hmm.
 [2] Q Is that a yes?
 [3] A Yes. Should I just give it -- let me just make
 [4] sure -- I wrote down the names of the lawyers, Monica
 [5] Lewinsky, the number, target and subject, witness, show me
 [6] the map -- I did write one sleeping and in the last two weeks
 [7] the ABC. That's the whole notes. So I guess that -- that
 [8] would maybe a yes to your three questions.
 [9] Q About what the jurors were doing?
 [10] A Yes.
 [11] Q Okay. All right. But you do understand our
 [12] directive for you to preserve the documentary integrity of
 [13] those notes.
 [14] A Sure. Mm-hmm.
 [15] Q It's got to be a yes or a no.
 [16] A Yes. Yes.
 [17] Q Okay. Can you tell us whether or not, looking at
 [18] ER-21, there's a date on there, 15 January 1996. Can you
 [19] tell us based on your memory whether or not that was during
 [20] one of the budget crises?
 [21] A The tale end of one of them.
 [22] MR. WISENBERG: I'm going to ask you to step
 [23] outside for just a moment again and we will call you back in.
 [24] (Witness excused. Witness recalled.)
 [25] MR. WISENBERG: Let the record reflect that we have

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[1] a quorum.
 [2] Is that correct?
 [3] THE FOREPERSON: That is correct.
 [4] MR. WISENBERG: And that Mr. Stephanopoulos has
 [5] reentered.
 [6] BY MR. WISENBERG:
 [7] Q You're the same Mr. Stephanopoulos who has been
 [8] with us all afternoon, is that correct?
 [9] A Yes.
 [10] Q And I want the record to reflect that you mentioned
 [11] to me out in the hallway that you had given your notes to
 [12] your lawyer for him to preserve.
 [13] A Yes.
 [14] Q And that was the only substantive thing that we
 [15] discussed in the hallway, is that correct?
 [16] A Yes.
 [17] Q Is there anything relevant to our inquiry as I
 [18] described it to you at the beginning when I went over our
 [19] authority; anything relevant to our inquiry that you haven't
 [20] told us here today?
 [21] A Not that I know of.
 [22] Q Often people will come to the grand jury and even
 [23] if they're questioned for quite some time like you have been
 [24] they will leave and they'll be driving in their car and
 [25] they'll remember something and they'll say, "Gosh, I can't

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[1] believe I forgot." And it might very well be something
 [2] that's inconsistent with what you said in the grand jury. If
 [3] that happens, I would appreciate it if through your lawyer,
 [4] of course, you would get in touch with me or one of my
 [5] colleagues.
 [6] A Okay.
 [7] MR. WISENBERG: If there is nothing further, we
 [8] again thank you for coming on such short notice.
 [9] May the witness be excused?
 [10] THE FOREPERSON: The witness maybe excused.
 [11] Thank you.
 [12] (The witness was excused.)
 [13] (Whereupon, at 4:36 p.m., the taking of testimony
 [14] in the presence of a full quorum of the grand jury was
 [15] concluded.)
 [16] *****
 [17]
 [18]
 [19]
 [20]
 [21]
 [22]
 [23]
 [24]
 [25]

Mona Sutphen, 5/27/98

Deposition

Page 2 to Page

CONDENSED TRANSCRIPT AND CONCORDANCE
PREPARED BY:

OFFICE OF THE INDEPENDENT COUNSEL
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(1) OFFICE OF THE INDEPENDENT COUNSEL
 (2) -----X
 (3) DEPOSITION OF : Wednesday, May 27, 1998
 (4) MONA SUTPHEN : Washington, D. C.
 (5) -----X
 (6) Videotaped deposition of
 (7) MONA SUTPHEN
 (8) before the Independent Counsel, held at the law offices of
 (9) Dickstein, Shapiro, Morin & Oshinsky, 2101 L Street, N.W.,
 (10) Washington, D. C. 20037, beginning at 12:11 p.m., when were
 (11) present:
 (12) For the Independent Counsel:
 (13) THOMAS H. BIENERT, JR., ESQ.
 (14) Associate Independent Counsel
 (15) CRAIG S. LERNER, ESQ.
 (16) Associate Independent Counsel
 (17) Videographer: Craig W. Murphy
 (18) Court Reporter: Elizabeth A. Eastman
 (19)
 (20)
 (21)
 (22)
 (23)
 (24)
 (25)

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(1) A Okay.
 (2) Q Now, in terms of a grand jury appearance, you have
 (3) a couple of important rights, and then you have a very
 (4) extremely important obligation. So, let me tell you your
 (5) rights first.
 (6) As with any witness before the grand jury, you have
 (7) a Fifth Amendment right not to incriminate yourself. And
 (8) what that means is you have an absolute right not to answer
 (9) any question that you believe in good faith the answer could
 (10) subject you to criminal liability. Do you understand that?
 (11) A Yes.
 (12) Q And what that means is that a question that you
 (13) believe that the answer to might somehow implicate you in a
 (14) criminal act. Do you understand that?
 (15) A Yes.
 (16) Q Do you have any questions about your Fifth
 (17) Amendment right?
 (18) A No.
 (19) Q Secondly, you have a right to be represented by
 (20) counsel, and you can consult with your counsel about the
 (21) appearance. You can even meet with your counsel during your
 (22) grand jury testimony. The only limitation on that is the
 (23) attorney cannot actually be in the room with us, but he can
 (24) be in the room next door. Do you understand that?
 (25) A Yes.

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PROCEEDINGS

(1) VIDEOGRAPHER: My name is Craig W. Murphy and I am
 (2) employed by Deposition Services, Incorporated. The date
 (3) today is May 27th, 1998. The time is approximately (12:11)
 (4) p.m.
 (5) This deposition is being held at 2101 L Street,
 (6) N.W., Washington, D. C. The name of the witness is Ms. Mona
 (7) Sutphen. This deposition of Ms. Sutphen is being taken by
 (8) the Office of the Independent Counsel In Re: Grand Jury
 (9) Investigation.
 (10) At this time, the attorneys will identify
 (11) themselves, please.
 (12) MR. BIENERT: Thomas H. Bienert, Jr.
 (13) MR. LERNER: Craig S. Lerner.
 (14) VIDEOGRAPHER: At this time the court reporter will
 (15) identify herself and swear in the witness, please.
 (16) COURT REPORTER: My name is Elizabeth Eastman.
 (17) WHEREUPON,
 (18) MONA SUTPHEN
 (19) having been called for examination by the Office of the
 (20) Independent Counsel, and having been first duly sworn by the
 (21) notary, was examined and testified as follows:
 (22) EXAMINATION BY OFFICE OF THE INDEPENDENT COUNSEL
 (23) BY MR. BIENERT:
 (24) Q Ma'am, once again, my name is Thomas Bienert. And
 (25)

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(1) Q And you are represented by counsel today, correct?
 (2) A Yes.
 (3) Q What is his name?
 (4) A Justin Simon.
 (5) Q And Mr. Simon, in fact, is next door and we are in
 (6) his offices of Dickstein, Shapiro, correct?
 (7) A Correct.
 (8) Q And then finally you have an extremely important
 (9) obligation, and that's to tell the truth. As you just
 (10) noticed, the court reporter put you under oath. This is a
 (11) duly empaneled federal grand jury investigation, and anything
 (12) that you say here is subject to the penalty of perjury.
 (13) Now, perjury is the knowingly making of a false
 (14) statement on being asked a question, or the knowingly
 (15) withholding of information that you know to be responsive to
 (16) the question. Do you understand that?
 (17) A Yes.
 (18) Q Do you have any questions about what perjury is?
 (19) A No.
 (20) Q And let me also advise you that perjury is a crime,
 (21) and if someone is prosecuted and convicted of perjury they
 (22) can face up to five years in jail and a fine of up to
 (23) \$250,000. Do you understand that?
 (24) A Yes.
 (25) Q Any questions?

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(1) along with Craig Lerner, we are Associate Independent
 (2) Counsel, which in essence means we are attorneys working for
 (3) the Independent Counsel's Office.
 (4) A Okay.
 (5) Q Let me give you a couple of admonitions and the
 (6) ground rules for how we are going to proceed. First of all,
 (7) we are doing this as though it were before the grand jury.
 (8) A Okay.
 (9) Q As an accommodation to you and your counsel, we've
 (10) agreed that we would do it in this setting and then show the
 (11) video to the grand jury, as opposed to making you physically
 (12) come down there. But all other rules apply, as if you were
 (13) in front of the grand jury. Okay?
 (14) A Okay.
 (15) Q What that means is a couple of things. First of
 (16) all, just from a practical standpoint, let me point out to
 (17) you that the court reporter is going to make a transcript of
 (18) everything that is said. So, it's important that we do a
 (19) couple of things.
 (20) Number one, that we try to answer with words
 (21) instead of gestures, because she can't take down gestures.
 (22) And, number two, that we try not to talk over each other,
 (23) because it's hard for her to get it down with two people
 (24) speaking at once, and it will make the videotape, the audio
 (25) portion, a little more difficult, too. Okay?

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(1) A No.
 (2) Q All right. Where do you work?
 (3) A I'm a career Foreign Service Officer employed by
 (4) the Department of State in Washington, D.C.
 (5) Q And who specifically do you work for, ma'am?
 (6) A I work for the U.S. Mission to the U.N. and I'm
 (7) assigned to Ambassador Bill Richardson.
 (8) Q And how long have you worked for Ambassador Bill
 (9) Richardson?
 (10) A A year and a month.
 (11) Q Did you sit in on an interview with Monica Lewinsky
 (12) on October 31st of 1997?
 (13) A Yes, I did.
 (14) Q Prior to that interview, when was the first time
 (15) that you would have heard anything or learned anything about
 (16) Ms. Lewinsky?
 (17) A The evening before.
 (18) Q So, that would have been the 30th?
 (19) A The 30th, right.
 (20) Q All right.
 (21) MR. LERNER: Perhaps we should just again introduce
 (22) the calendar just for future use.
 (23) MR. BIENERT: Okay. Why don't we do that.
 (24) (Grand Jury Exhibit MS-1 was
 (25) marked for identification.)

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BY MR. BIENERT:

Q What we are doing, just to make things a little easier, is to use a calendar.

A Okay.

Q Then you can keep track of what days were what.

A Right.

Q So, the 31st was a Friday, correct?

A Right.

Q So, you believe the first time you would have had any involvement in anything relating to Ms. Lewinsky would have been the 30th, correct?

A Yes, correct.

Q Now, did you ever see a copy of her resume prior to the interview?

A Yes.

Q When would you have seen the resume?

A On the afternoon of the 30th.

Q Okay. And if we could go ahead and place before

Ms. Sutphen what we will call -- this one actually has an IW-2A number on it.

A Okay.

Q Tell us, ma'am, if you recognize what that is?

A Yes.

Q Is that the resume that you saw of Ms. Lewinsky?

A Yes, it is.

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Q Now, this resume, if you look at the top of it, it shows that it was faxed on October 21st, which would have been approximately 10 days before the interview, correct?

A Correct.

Q Is it accurate, ma'am, though that you would not have seen it when it was faxed over?

A Correct. I didn't see it.

Q And you didn't even see it until the 30th?

A Correct.

Q So, is it also accurate, ma'am, that you would have had no involvement prior to the 30th in any discussions with anyone about whether to schedule her for an interview, when to schedule her for an interview, et cetera?

A Correct. Yeah, I had no knowledge of it beforehand.

Q And, therefore, I assume it is also accurate that you would not have participated in any telephone calls with Ms. Lewinsky prior to October 30th?

A Correct.

Q What is your phone extension?

A It's [REDACTED].

Q Where is your office physically located in relation to, for example, Ms. Watkins' desk and Ambassador Richardson's desk?

A The office is shaped kind of in an L. Ambassador

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[1] Richardson's office is at the end of the L. Ms. Watkins is, [2] I would say, the closest office to Ambassador Richardson's [3] office, but it's not directly adjacent to that. And then I'm [4] basically two offices down from Isabelle. There's one office [5] between us, but it's kind of an open area. People walk in [6] and out.

Q Okay.

A They are not closed.

Q What I am going to do is have placed before you three exhibits that are various phone records. So, these [10] will be MS-2, MS-3 and MS-4.

(Grand Jury Exhibits MS-2, MS-3 and MS-4 were marked for identification.)

BY MR. BIENERT:

Q I would suggest to you the easiest thing to do, [16] because unfortunately I bounce back and forth [17] chronologically, would just be to lay the three out in front [18] of you as I have done.

A Okay.

Q And then we will try to go in order.

A Okay.

Q Beginning with the 30th.

A Okay.

Q Okay, ma'am. Now, I'll just represent to you that

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[1] Exhibits 2 and 3 are records that the Independent Counsel's [2] Office obtained from your office --

[3] A Okay.

[4] Q -- in response to subpoenas for any phone records [5] relating to calls involving Ms. Lewinsky.

[6] A Okay.

[7] Q One of the records, I believe it's Exhibit 2,

[8] indicates calls from your office or people in your office --

[9] A Suite, right.

[10] Q -- to Ms. Lewinsky's Pentagon office number, the [11] 703 number.

[12] A Okay.

[13] Q Exhibit 3 represents or identifies calls from your [14] offices to Ms. Lewinsky's home number, which is the [15] number.

[16] A Right, okay.

[17] Q Then, finally, Exhibit 4 indicates calls by Ms.

[18] Lewinsky from different numbers or different phones to your

[19] offices at the --

[20] A At the Mission.

[21] Q Okay?

[22] A Uh-huh.

[23] Q So, kind of walking our way through this, and what

[24] I've done is just sort of drawn a line for myself beginning

[25] with the 30th so that we don't go over the calls that predate

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[1] that, and I'm going to make a line on your copies as well, so [2] that we don't confuse ourselves even more.

[3] A Right.

[4] Q You might want to do the same on that document.

[5] A Right.

[6] Q Now, starting with the 30th, there are four calls, [7] I believe, indicated on the 30th. The first one indicated is [8] going to be at 1:01 in the afternoon.

[9] A Okay.

[10] Q A call that goes from extension [REDACTED]

[11] A Right.

[12] Q -- to Ms. Lewinsky's Pentagon number, and that call [13] was 1-minute, 18-seconds. It is then followed by a call at

[14] -- let me make sure that I'm looking at these right. Am I

[15] looking at the right one here, 10 and 11 -- oh, we'll come

[16] back over here. No, okay.

[17] A Up here?

[18] Q Let's go over to this side.

[19] A Okay.

[20] Q We then have two more calls: one at 16:45, or 4:45,

[21] from extension 4402 for 42 seconds to Ms. Lewinsky's home

[22] number; another call at 5:28 from Ms. Watkins' assigned

[23] number [REDACTED] to Ms. Lewinsky's home number; and then finally

[24] we have a call, if we come over to this side, which is from

[25] Ms. Lewinsky's phone at the Pentagon to extension [REDACTED]

Page 13

[1] A Okay.

[2] Q Do you see that one?

[3] A Yes.

[4] Q Now, first of all, all four of these calls then are [5] either to or from extension [REDACTED] Do you see that?

[6] A Yes.

[7] Q Is that an extension that you would use?

[8] A Sometimes, yes.

[9] Q Do you believe that you participated in any of [10] those calls?

[11] A No, I do not.

[12] Q Do you believe that you made any calls to Ms.

[13] Lewinsky on the 30th?

[14] A I did make a call to Ms. Lewinsky on the 30th.

[15] Q Okay. And from what phone do you believe you would [16] have made that call?

[17] A I don't remember. I think it was from the -- once [18] we got to Washington.

[19] Q So, in other words --

[20] A In the evening.

[21] Q All right. So, you believe -- which would explain

[22] perhaps why there is no record on the stuff that we got from

[23] New York --

[24] A Correct.

[25] Q -- related to that call.

Page 14

[1] A Correct.
 [2] Q What would have been the conversation that you had
 [3] with Ms. Lewinsky?
 [4] A I called her to arrange to meet the next, the next
 [5] morning. Isabelle had moved the appointment around a couple
 [6] of times, which is probably why there is so many calls back
 [7] and forth. And I wanted to make sure, confirm that she was
 [8] still planning on coming, what time it was the appointment
 [9] was set for, and then arrange to meet her in the lobby to
 [10] take her up to the Ambassador's suite.
 [11] Q And did you make such arrangements?
 [12] A Yes.
 [13] Q Now, the next day was the actual interview,
 [14] correct?
 [15] A Correct.
 [16] Q And who was present at the interview?
 [17] A I was there, Ambassador Richardson obviously,
 [18] Monica Lewinsky, and our chief of staff, Rebecca Cooper, was
 [19] there as well.
 [20] Q What was your understanding, up until the -- let's
 [21] take the timeframe from when you first learned she was
 [22] interviewing up until the time you literally walked in and
 [23] met her.
 [24] A Uh-huh.
 [25] Q What was your understanding of what she was

Page 15

[1] interviewing for?
 [2] A A job in -- well, I knew of two openings. There
 [3] was one that I knew our chief of staff was interested in,
 [4] which was a public affairs-related position in New York.
 [5] There was also an opening that was coming open in our
 [6] protocol office.
 [7] Q And where was that, the protocol --
 [8] A Both in New York. Both in New York.
 [9] Q What was your understanding of -- first of all, how
 [10] did you know that Ms. Lewinsky was interviewing for a
 [11] position in New York as opposed, for example, to a position
 [12] in Washington?
 [13] A Oh, we didn't know that until we talked to her.
 [14] Q Okay.
 [15] A In the interview.
 [16] Q Did you have any discussions with Ambassador
 [17] Richardson about Ms. Lewinsky prior to the interview?
 [18] A No. I asked him whether or not he wanted to -- in
 [19] the evening on the 30th, as we were headed down to
 [20] Washington, I asked him whether or not he wanted to look at
 [21] her resume. And he said, no, just make sure you have it for
 [22] me in the morning beforehand. So, beyond that, no. And in
 [23] the morning I put it in his suite.
 [24] Q So, during the interview she indicated to you and
 [25] presumably Ambassador Richardson and, who else, Ms. Cooper?

Page 16

[1] A Uh-huh.
 [2] Q -- who was present, that she wanted to work in New
 [3] York?
 [4] A Yes. I was -- I didn't -- I was kind of in and out
 [5] of the room. I was doing other, other things, looking in the
 [6] suite. But it became -- I don't know how it became clear to
 [7] me that she was interested in a job in New York, but I did
 [8] know that. So.
 [9] Q Now, following the interview, did you --
 [10] MR. LERNER: Can I just stop for a moment?
 [11] BY MR. LERNER:
 [12] Q October 30th was the first time you heard Monica
 [13] Lewinsky's name?
 [14] A Yes.
 [15] Q Is that correct?
 [16] A Correct.
 [17] Q How did that come up?
 [18] A I normally go over the schedule for the next day.
 [19] And if there are things on it that I don't know what it is,
 [20] then I'll try and figure out who put something on the
 [21] schedule and whether or not he's going to need anything in
 [22] preparation for it. So, I asked Isabelle, you know, who is
 [23] Monica Lewinsky and why are we meeting with her, and what do
 [24] I need for that meeting.
 [25] Q And what did she say?

Page 17

[1] A She said, oh, this is somebody Ambassador
 [2] Richardson has agreed to talk to; she is at the Defense
 [3] Department and I have a copy of her resume and you should
 [4] take it down. So I did just that.
 [5] BY MR. BIENERT:
 [6] Q Now, let's go ahead and place in front of you a
 [7] couple of exhibits.
 [8] (Grand Jury Exhibits MS-5 and
 [9] MS-6 were marked for
 [10] identification.)
 [11] BY MR. BIENERT:
 [12] Q Ma'am, if you just look at Exhibit 5 first, which
 [13] is, I will represent to you, a copy of a letter that is dated
 [14] at the top November 2nd, 1997, that was taken off of Ms.
 [15] Lewinsky's computer.
 [16] A Okay.
 [17] Q Retrieved from her computer. And you will note, it
 [18] starts off with "Dear Betty".
 [19] A Yes.
 [20] Q What I want to point your attention to, and I will
 [21] go ahead and bracket it -- and you are certainly welcome to
 [22] read as much of the letter as you would like -- but I want to
 [23] point your attention to the paragraph that I have bracketed
 [24] on Exhibit 5, and ask you to read that to yourself.
 [25] A Okay.

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[1] (Witness reviewed the document.)
 [2] Q Now, first of all, if you look at the calendar, if
 [3] we take the date of November 2nd --
 [4] A Right.
 [5] Q -- that's a Sunday.
 [6] A Sunday, right.
 [7] Q And that's the Sunday immediately after the
 [8] interview with Ms. Lewinsky, correct?
 [9] A Correct.
 [10] Q Now, if you look at that first line of the
 [11] paragraph I have bracketed --
 [12] A Uh-huh.
 [13] Q -- "I became a bit nervous this weekend when I
 [14] realized that Ambassador Richardson said his staff would be
 [15] in touch with me this week", and then it goes on to talk
 [16] about what should I say, et cetera.
 [17] I guess the question I have is, do you recall at
 [18] the interview on the 31st, was there any indication to Ms.
 [19] Lewinsky that you recall that someone would be in touch with
 [20] her the next week?
 [21] A I remember when I -- not at the interview itself,
 [22] but when I walked her down after the interview, down to the
 [23] lobby, and at that point I said that somebody would be in
 [24] touch with her. I don't think I said, though, that
 [25] particular week. But I said in the next week or so.

Page 19

[1] Q Okay. So, you believe that at a minimum you would
 [2] have said something along those lines, is --
 [3] A Correct.
 [4] Q -- that accurate?
 [5] A Yes, that's accurate.
 [6] Q Now, if you look at the next document, which is MS-
 [7] 6, I guess, I'm going to do the same thing here. And the
 [8] bracket, once again I think it's the second paragraph.
 [9] A Okay.
 [10] Q First of all, I will represent to you that this is
 [11] an e-mail --
 [12] A Okay.
 [13] Q -- that was obtained through the investigation,
 [14] sent, if you will look at the top, from Monica Lewinsky --
 [15] A Right.
 [16] Q -- to a friend of hers named C.A. Davis in Japan.
 [17] Oh, okay. Right.
 [18] Q And that the date and time on the e-mail from Ms.
 [19] Lewinsky shows November 5th at 2:16 a.m. So, it would have
 [20] been --
 [21] A At 2 o'clock in the morning?
 [22] Q -- in the wee hours of the morning. So, at least
 [23] based on that date, I think that it would represent the
 [24] document indicates it was written, say, the night of the 4th
 [25] and into the morning of the 5th.

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[1] A The 5th, right.
 [2] Q All right. And if you could just read that
 [3] paragraph that I have?
 [4] A Okay.
 [5] (Witness reviewed the document.)
 [6] Q Okay, have you read it?
 [7] A Yes.
 [8] Q First of all, if we look at that, and looking at
 [9] the timeframe at least indicated on the e-mail --
 [10] A Right.
 [11] Q -- the night of the 4th, the morning --
 [12] A Of the 5th, right.
 [13] Q -- of the 5th, is it accurate that the Friday
 [14] before --
 [15] A Right.
 [16] Q -- was the date that you and Ms. Cooper and
 [17] Ambassador Richardson interviewed Ms. Lewinsky?
 [18] A Correct.
 [19] Q Okay. It also goes on to say "Richardson is a
 [20] great guy and I met two women who work for him, also very
 [21] cool." And it is accurate that the people who did the
 [22] interview were yourself, another female, and the Ambassador,
 [23] is that right?
 [24] A Correct, right.
 [25] Q Then it says, "Yesterday, Richardson called me at

Page 23

[1] A Right.
 [2] Q -- to extension [REDACTED].
 [3] A Okay.
 [4] Q There's also a call on the 24th --
 [5] A Right.
 [6] Q -- that goes to your extension, [REDACTED].
 [7] A Okay.
 [8] Q And there was a call I missed in between this
 [9] There is a call on the 19th --
 [10] A 19th, right.
 [11] Q -- to your extension as well.
 [12] A Yeah. Those are all too late. So, yes, that
 [13] probably was the call.
 [14] Q Meaning the November 3rd call?
 [15] A The November 3rd call.
 [16] Q Now, how would you wind up calling from the [REDACTED]
 [17] number? How does that work?
 [18] A It's on my telephone. We all, in our suite, all
 [19] have all of the extensions of everybody on them.
 [20] Q Right.
 [21] A And I don't remember exactly whether I called her
 [22] -- I also sometimes make calls -- as you walk out of
 [23] Ambassador Richardson's office, there are two desks right out
 [24] front. And if I'm pretty busy in a day and I want to get
 [25] something done, I sometimes will just sit down there and pick

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[1] work and told me they were going to offer me a position.
 [2] They didn't know what yet and they wanted to talk with me
 [3] further."
 [4] Keep that in mind, and then I'll direct your
 [5] attention to, I believe it's going to be Exhibit 2, and I'll
 [6] put a little asterisk next to the call that I'm directing
 [7] your attention to. That's another phone record obtained from
 [8] your office --
 [9] A Right.
 [10] Q -- that indicates that on November 3rd, at 1:02)
 [11] a.m., there was a 2-minute, 54-second call from extension
 [12] 4404, with the name William Richardson assigned to it, to Ms.
 [13] Lewinsky's Pentagon number. Do you see that?
 [14] A Correct. I see that.
 [15] Q Is it accurate that a job offer was extended to Ms.
 [16] Lewinsky on November 3rd?
 [17] A I don't remember exactly whether or not it was the
 [18] 3rd. But there was a job offer extended to her within the
 [19] week after.
 [20] Q Namely, within the week after her interview?
 [21] A Yeah.
 [22] Q So, the offer --
 [23] A I thought it was a week to 10 days, but.
 [24] Q But you were aware there was some sort of offer
 [25] conveyed?

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[1] up the phone and do it while I'm thinking about it, rather
 [2] than going back to my office where I might forget I'm
 [3] supposed to do it. So, one of those two things.
 [4] Q If we go back to the calendar again, the interview
 [5] was on Friday, the 31st.
 [6] A Yeah, the 31st, right.
 [7] Q The 3rd was the first working day back.
 [8] A Correct.
 [9] Q And is it accurate that you probably didn't work on
 [10] the 1st and 2nd?
 [11] A Probably did work on the 1st and 2nd.
 [12] Q When, in relation -- I'm assuming if you made a
 [13] call to Ms. Lewinsky about the job, you would not have done
 [14] that without consulting with the Ambassador?
 [15] A Correct.
 [16] Q So, you did it at his direction?
 [17] A Yes, correct.
 [18] Q Do you know when, in relation to the call you made,
 [19] you would have spoken to him?
 [20] A Like, I mean, I'm with him almost constantly. But
 [21] it probably would have been the morning of the 3rd.
 [22] Q And do you believe that you would have made the
 [23] call immediately after speaking with him about it?
 [24] A Probably. Yes.
 [25] Q All right. Do you know whether he spoke on the

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[1] A Yes.
 [2] Q Do you know how the offer was conveyed?
 [3] A Yes.
 [4] Q How was it?
 [5] A I called her and offered her a position in the
 [6] office. Told her that we wanted to bring her on to do a
 [7] public affairs-type job that we had discussed in the
 [8] interview. And I told her that we wanted to set up a time to
 [9] bring her to New York.
 [10] Q Okay.
 [11] A To discuss details.
 [12] Q Now, do you believe that this is the call that you
 [13] would have made?
 [14] A I believe -- is there another one between that time
 [15] and --
 [16] Q There are -- just so you'll know to kind of make it
 [17] complete and we can kind of skim down -- there are calls, so
 [18] that you know kind of the sum total of the calls. We have
 [19] that call on November 3rd.
 [20] A Right.
 [21] Q Then, if you look over here, there are a couple of
 [22] calls on the 14th -- I'm sorry, it's one call. It just shows
 [23] twice.
 [24] A Okay.
 [25] Q There's a call on the 14th --

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[1] phone with her during that conversation?
 [2] A I'm not aware of any conversation he had with her.
 [3] Q Why don't you, as best you can, just sort of walk
 [4] us through what you recall about the conversation?
 [5] A With?
 [6] Q Let's start with the one with Ms. Lewinsky when you
 [7] called her.
 [8] A Okay. I called her. I told her that we wanted to
 [9] extend an offer to her to come work at the Mission in New
 [10] York. That it would be a public affairs-related position
 [11] that we had discussed in the interview to a certain degree.
 [12] That it would be reporting to Ms. Rebecca Cooper who works in
 [13] our Washington office. And that we wanted to set up a time
 [14] to bring her to New York to spend about half a day going
 [15] through details and things like that.
 [16] Q And what was her response?
 [17] A She was effusive, thanked me, said to thank the
 [18] Ambassador, she was thrilled, and it was very nice that we
 [19] had offered her the job and she was very excited. She needed
 [20] some time to think about it, and I said, yes, of course, I
 [21] understand.
 [22] She said that -- when I told her that we wanted to
 [23] bring her up to New York, she said that she thought that she
 [24] would be traveling. She wasn't a hundred percent sure when
 [25] she would be able to come up to New York, and I said that was

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fine, and that we would touch base in another couple of weeks.

Q All right. First of all, let's back up. Tell us about the conversation that you had with the Ambassador that led to your --

A Which led to the call?

Q -- call to her?

A He called me into the office and said, you know, I've decided to hire Monica Lewinsky, what do you think. And I said, oh, you know, that's fine. I said, are you sure; and he said, yeah, yeah, I'm sure, why. And I said, no, no, you know, there's no issue; are you sure though you don't want to talk to anybody else, you don't want to interview anybody else. And he said, no, no, I think it's fine, why don't you go ahead and give her an offer. And I said, I think we ought to bring her up to New York and actually, you know, talk to her, show her where she'd actually be working and, you know, get into more detail. And he said, yeah, that's a good idea, why don't you call her and try to set something up; bring her up here and we'll bring up Rebecca for the day, too.

Q Why did you ask him if he wanted to interview any other people?

A Well, at the time I thought that it was, you know, very quick. And in retrospect, even though I was kind of hired that way, like about, in fact, much quicker, after

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about 20 seconds, I hadn't had as much experience with him interviewing people and hiring people and meeting with them and that whole dynamic. I think it was the first that that had happened, that I had been participating in. Since then, he's hired probably five people in a very similar way, without interviewing anybody else. So, I've come to learn that it's very normal behavior for him.

Q And to your knowledge did anybody else interview prior to the offer being made to Ms. Lewinsky for the kind of job --

A For that kind of job?

Q -- that was being kicked around?

A I think Rebecca Cooper may have talked to some people or had some people in mind for it, but not anybody that Ambassador Richardson actually interviewed.

Q All right.

A At least as far as I'm aware, that I was part of.

Q Okay. So, again, at the time it seemed a little quick, but since then you've seen him act in a similar manner on several occasions?

A Yes.

Q All right. Anything else stand out in your mind about either that conversation or the one with Ms. Lewinsky?

A No.

Q Okay.

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BY MR. LERNER:

Q Did you make clear what the position would be for her at the United Nations, or was there some sort of open-endedness when you extended this offer?

A There was an open-endedness because it was a new position, which is something I think I should explain. We had somebody who left our Washington Office. It was a political appointee slot. And Rebecca Cooper, who is in charge of our public outreach was very keen to have somebody in New York to serve as an assistant to her, to work on public outreach efforts.

Q So, when the person left the position in Washington, we wanted to reprogram the job to New York and change the job description so it would be kind of an assistant to Rebecca Cooper.

Q So, in that sense, yes, in our minds, oh, yeah, I knew that that's, from the questions in the interview, that that's what Rebecca Cooper had in mind. It was completely consistent with her background and resume.

Q And so in our minds, yes. Was it written down on a piece of paper? No.

BY MR. BIENERT:

Q Now, let's look at what we've already highlighted, a couple other calls. I guess we can get rid of this piece of paper because we've covered all of them.

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Now, there's a call I think on this one. There was a call on November 19th from your extension for 48 seconds to Ms. Lewinsky.

A Right.

Q There's a call, actually I guess a few days before on the 14th --

A Right.

Q -- from Ms. Lewinsky to [REDACTED]. Let's focus on that one, which is the next in order. Do you believe that you participated in this call?

A No.

Q First of all, what is your basis for concluding that you did not participate in it?

A Because every time I spoke to her I remember initiating the call. I mean, I didn't always get through right away, but, you know, she would call me back.

Q And so the fact that this is a call from her to this 4404 number, at least for a minute -- it's unclear whether it was a minute or two, but somewhere in that timeframe -- that makes you believe it was not you who she spoke with?

A Correct.

Q Now, if somebody calls this [REDACTED] number, who answers the phone?

A Any number of people, basically any of the

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secretaries who are out front. And it's a number that, you know, once people get their hands on, we get a lot of calls to that extension.

Q Did you have any --

A So, it would be, we have three, two secretaries full-time there. Isabelle answers that line. I'll answer it if there's nobody around. Our deputy ambassador in New York has a secretary. She'll answer it. We have somebody out in the entryway. They will answer it. So.

Q So, based on the fact that it's a one to 2-minute call at [REDACTED], is it accurate that any number of people could have been the person who picked up the phone?

A Correct.

Q Do you have any basis to conclude who she ultimately spoke to in that conversation?

A I have absolutely no idea.

Q Now, the next call that involves --

MR. LERNER: Can I interrupt for a second?

BY MR. LERNER:

Q What number did you give out to Ms. Lewinsky, do you remember, in terms of when she wanted to contact people at the United Nations?

A Hmm. I know I gave her my number at one point.

Q That would be 4029?

A 4029.

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Q So, when she wanted to reach you, she would call [REDACTED].

A Correct. I would assume so, that she would have. If she didn't know -- I don't know how she would have gotten it otherwise.

BY MR. BIENERT:

Q Now, the next call, and it then also turns it goes to your number, is the one on the 19th.

A Right.

Q Then we have the one on the 24th.

A Right.

Q So, you don't know anything about this call on the 14th. You believe it was not you, correct?

A Right.

Q But you don't know what the subject matter was?

A Correct.

Q All right. What, if anything, was discussed on the 19th?

A I think --

Q That would be you calling her?

A Right. I think that's about, that was about two weeks later after our initial conversation. So, I probably just was following up. And from the length of the time of the call, we obviously didn't have a conversation. I think every time I called her there was -- I left a message and she

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[1] called back.
 [2] Q All right.
 [3] A So, maybe she called me back.
 [4] Q And then by example, we see on the 24th, there is
 [5] -- and, again, I have to confess, I haven't figured out
 [6] totally what these discrepancies are. But clearly each
 [7] number appears twice. And based on the timing it appears to
 [8] be the same call.
 [9] A Right.
 [10] Q One is shown as seven minutes, one is four. But,
 [11] in any event, it was a several-minute conversation?
 [12] A Right.
 [13] Q What do you believe you would have spoken to her
 [14] about on that occasion?
 [15] A On that occasion, I was calling to follow up to try
 [16] to set up a time for her to come to New York.
 [17] Q Did she indicate she was interested in that, or was
 [18] she stonewalling you, or what?
 [19] A She did. But she also said that, she asked me
 [20] whether or not she could be honest with me. I said, yes, of
 [21] course. And she said, well, you know, would the Ambassador
 [22] be upset if I wanted to take a little bit more time to think
 [23] about it. And I said, well, you know, no, I don't think so,
 [24] not necessarily. And she said, well, because I'm looking at
 [25] some other options in the private sector; I'm not a hundred

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[1] percent sure if I want to continue my work in government and
 [2] need a little bit more time to figure that out. And I
 [3] said, I'm sure that would be okay, and if it's not I'll get
 [4] back to you; but, if not, then I'll call you in another
 [5] couple of weeks and we can set something up then. And we
 [6] agreed to touch base again later.
 [7] Q And did you, in fact, convey that information to
 [8] the Ambassador?
 [9] A Yes.
 [10] Q What was his reaction?
 [11] A Well, also in that conversation, I had the
 [12] impression that she wasn't going to take the job. It was
 [13] just my impression. But I told him that, that I had spoken
 [14] with her and it was my impression that I didn't think that
 [15] she was going to take it, that she wanted to get something in
 [16] the private sector. And he asked me, well, why. And I said,
 [17] oh, because I think she's looking for something in the
 [18] private sector. And he said, hmm. And I said, but she asked
 [19] for some more time, you know, is that okay. And he said,
 [20] yeah, yeah, that's fine.
 [21] Q All right. Then the next call that we see is going
 [22] to be on the 5th. First of all, let me go back and show you
 [23] a document.
 [24] A Okay.
 [25] Q That is going to be MS-7.

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[1] (Grand Jury Exhibit MS-7 was
 [2] marked for identification.)
 [3] BY MR. BIENERT:
 [4] Q Go ahead and read the typewritten part, but also
 [5] look at the notes on the right.
 [6] A Uh-huh.
 [7] Q Tell us when you are ready.
 [8] (Witness reviewed the document.)
 [9] A Okay.
 [10] Q This is, in essence, a thank-you letter dated
 [11] November 3rd from Ms. Lewinsky to Ambassador Richardson,
 [12] correct?
 [13] A Correct.
 [14] Q And then there is a note, it looks like, up at the
 [15] top. It looks like, "Mona - what does this mean?" Right?
 [16] A Right.
 [17] Q Do you recognize that writing?
 [18] A Yes.
 [19] Q Whose is it?
 [20] A Ambassador Richardson's.
 [21] Q And then at the bottom, it says, "BR - She wrote
 [22] this note before we spoke last week. Just a thank-you." And
 [23] I'm assuming, it's kind of squiggly, but I'm assuming that's
 [24] you?
 [25] A Yes, that's me.

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[1] Q All right. What's the significance of these notes?
 [2] What does that mean?
 [3] A He basically -- we received this, I think, maybe. I
 [4] don't remember, but it was significantly after we had talked
 [5] to her the first time. And so when it went into his in-box
 [6] and he read it, he was confused because he wasn't sure if
 [7] this was her saying, you know, no to the job, or what it was.
 [8] And so he just asked, what does this mean. And I just said
 [9] basically it crossed in the mail that we got it.
 [10] Q So, you were indicating that you thought she sent
 [11] this to you guys before --
 [12] A Before.
 [13] Q -- you offered her the job?
 [14] A Correct.
 [15] Q All right.
 [16] BY MR. LERNER:
 [17] Q But you think now on November the 3rd an offer was
 [18] extended to her?
 [19] A Yes.
 [20] Q Okay. And so it would have to have been either the
 [21] weekend of the 1st or 2nd, or the morning of the 3rd, that
 [22] the Ambassador spoke to you and indicated to you that he
 [23] wanted to extend an offer to her?
 [24] A Correct.
 [25] Q That's very clear, okay.

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[1] A Yeah.
 [2] Q But when you say you received this significantly
 [3] after --
 [4] A Yeah, it was a hard copy. I mean, it was in the
 [5] mail, in an envelope.
 [6] Q Right, although it is dated November 3rd. Now, it
 [7] doesn't necessarily mean that it arrived --
 [8] A Oh, no.
 [9] Q -- a few days after that. But you have a
 [10] recollection that you received it --
 [11] A Right.
 [12] Q -- significantly after November the 3rd?
 [13] A Yeah, but it takes a long time for the mail to come
 [14] through. It's typically -- because it comes into a central
 [15] place and they log most letters and things like that. So,
 [16] sometimes we get things, you know, two weeks late. So.
 [17] BY MR. BIENERT:
 [18] Q Now, I'm going to go ahead and show you a couple
 [19] more exhibits.
 [20] To clear the clutter, we are done with this one.
 [21] We're actually done with this one.
 [22] A Are we done with this one?
 [23] Q No, I'm going to ask you one more thing on this
 [24] one.
 [25] A Are we done with this one, too?

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[1] Q Yes.
 [2] A Okay.
 [3] (Grand Jury Exhibits MS-8 and
 [4] MS-9 were marked for
 [5] identification.)
 [6] BY MR. BIENERT:
 [7] Q If you reverse those and look at the one underneath
 [8] first.
 [9] A This one?
 [10] Q Yes.
 [11] A Okay.
 [12] Q I guess what I would ask you to do is look at this
 [13] memo, which -- what number is that, that's MS-9?
 [14] A Yes.
 [15] Q And then also direct your attention to the last
 [16] entry on MS-4.
 [17] A Okay.
 [18] Q And once you've looked at those, let me know.
 [19] (Witness reviewed the documents.)
 [20] A Okay.
 [21] Q Now, this is a memo that you would have --
 [22] MR. LERNER: Perhaps also just the other document
 [23] also, just to get a full feel for it.
 [24] MR. BIENERT: That's actually a couple days later.
 [25] So, I want to look at that later.

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MR. LERNER: Okay.
 BY MR. BIENERT:
 Q In terms of the first one, MS-9, this is a memo that you sent to the Ambassador, correct?
 A Correct.
 Q And you are addressing two topics, correct?
 A Correct.
 Q And the second topic is indicating to the Ambassador that she has declined the position?
 A Correct.
 Q So, this would have been done shortly after you were told by Ms. Lewinsky she was not taking the job?
 A Correct.
 Q Now, in terms of trying to date the time of this, there is no date on the memo.
 A Right.
 Q But just sort of calling your attention to the first section, which is on an unrelated person, Ollie Olivas, there is a reference about two-thirds of the way down about something that had been sent on Friday, January 2nd.
 A Right.
 Q So, would you agree that this would have been sent after the —
 A After that.
 Q — 2nd? And then — I'm sorry?

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A Right. No, correct.
 Q And then directing your attention to the last entry on Exhibit 4, that's a call from — I'll represent to you that the D. Finerman, that is an address or a residence where Ms. Lewinsky sometimes stays.
 A Oh, okay.
 Q So, that is a call from a Lewinsky-related number to your extension.
 A Okay.
 Q On the 5th of January. Do you believe that that would have been the call that she would have told you she was declining the job?
 A Yes, although it's shorter than I would have expected. But.
 Q Do you believe there could have been more than one call, or perhaps some messages?
 A There could have been, yeah. I mean, I, again, I remember, or at least I think that every time I initiated a call to her and she was presumably calling me back.
 Q Well, actually, and perhaps Mr. Lerner was right to begin with. You should look at the next one.
 A Okay.
 Q You'll notice there, these are records of pages.
 A Uh-huh.
 Q This is from Monica Lewinsky's pager, and it shows

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that at 8:54 a.m. on January 7th, there was a page saying, "Please call Mona Sutphen at [REDACTED]".
 A Right.
 Q Do you recall leaving such a page?
 A Yes.
 Q Why would you have left the page?
 A That was actually after she declined the position.
 Q Okay. So then, if this was after she declined, then does it appear that she probably declined on or around the 5th or the 6th, or somewhere in there?
 A Yeah, although it could have been — yes.
 Q Now then, why would you —
 A It could have been earlier in the week though, Friday, the 2nd as well, possibly.
 Q Okay. And then why did you page Ms. Lewinsky on the 7th?
 A Well, when she declined, we got into a discussion about whether or not she could call — she wanted to call and thank the Ambassador in person. And, you know, I figured he probably wouldn't want to do that. And so I said, well, you know, he's very busy; why don't I talk to him and find out if he's going to have time to take a call, because if we do that we have to set up a time in advance to make it happen. And I said I would get back to her on whether or not it was appropriate for her to call.

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Q So you think that was your call paging her to let her know whether or not —
 A Yes. She then asked me to page. She said if you don't get through on my telephone number, you can leave a page.
 BY MR. LERNER:
 Q Did she give you a page number?
 A Yes.
 Q Is this your handwriting?
 A Yeah, that's my handwriting.
 BY MR. BIENERT:
 Q And by "that", that's on Exhibit IW-2A. There's a pager number written at the top?
 A Correct.
 Q When do you believe you would have gotten that from her?
 A I got that from her in one of the previous conversations, but I don't remember exactly which one.
 Q So, it wouldn't have been at the time of the interview?
 A No.
 Q It would have been in a later call?
 A No, no. It was a later conversation.
 BY MR. LERNER:
 Q Did you recall a conversation with the Ambassador

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in which he indicated to you that he wanted you to call Monica Lewinsky and find out what the status of her acceptance or rejection of the job offer was?
 A Yes. At some point, I don't remember exactly what day, he called and said, you know, what's the story with Monica Lewinsky. He had been having a conversation, he said he had been having a conversation with Rebecca Cooper about what we were going to do in terms of restructuring the office with her public affairs component.
 And I said, I don't know. And he said, well, you know, we have to find out what the story is, because, you know, it's been a long time and she has to make up her decision, make a decision one way or the other; call her and find out, you know, she can't have any more time, she has to let us know what she's going to do. So, I said, okay.
 Q Do you have any idea when that conversation was?
 A Obviously it was before this. I don't remember if it was right before the holidays or not. It was somewhere in December-January time.
 Q So, it could have been just before January 5th or some —
 A Well, he was away for awhile. So, it could have been in late December. And then I went away as well. So, we may have had that conversation in, you know, late December and then I just kind of waited to do it. Or, it could have

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been, it could have been in the first part of January, like on the 2nd.
 BY MR. BIENERT:
 Q Two more topics and then we're done. Did you have any conversations with Vernon Jordan in December '97/January 98?
 A It's possible.
 Q How so?
 A We bumped into him on the Delta shuttle at some point when we were coming down to Washington.
 Q Any discussion in that conversation about trying to get a job for anybody or Monica Lewinsky?
 A No.
 Q Other than that possibly bumping into one another, did you have any other conversations with Vernon Jordan?
 A No.
 Q Would you have been involved in either setting up, or arranging for, or connecting any phone calls between Ambassador Richardson and Vernon Jordan in that timeframe?
 A No.
 Q Did you attend any meetings between Ambassador Richardson and Vernon Jordan in that timeframe?
 A No, I did not.
 Q Do you have any knowledge of whether or not they were meeting and, if so, what they were meeting about?

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[1] A I have knowledge of a meeting, of a breakfast
 [2] meeting they had sometime in January of 1998.
 [3] Q I will represent to you that we have gotten records
 [4] that indicate that was January 6th.
 [5] A Okay.
 [6] Q Do you know what the subject matter of that meeting
 [7] was?
 [8] A I have no idea.
 [9] Q All right. Then, finally, do you ever call the
 [10] White House?
 [11] A Oh, yes.
 [12] Q Who do you call at the White House?
 [13] A Usually -- well, I call a lot of people at the
 [14] National Security Council, but I assume you mean the White
 [15] House proper?
 [16] Q Yes.
 [17] A Sometimes people in the chief of staff's office,
 [18] usually relatively low-down people in the Office of
 [19] Administration sometimes, in the chief of staff's office.
 [20] Not too many people, I suppose, I guess.
 [21] Q Do you ever place calls to the White House for the
 [22] Ambassador so he can talk to someone?
 [23] A No. I don't place calls for the Ambassador.
 [24] Q Do you know whether the Ambassador ever calls to
 [25] speak to the President at the White House?

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[1] A Yes. At least I think so.
 [2] Q I'm sorry?
 [3] A At least I think so, yes.
 [4] Q Do you know how those calls are placed?
 [5] A Usually Isabelle will place them.
 [6] Q To the President? Or in order to get ahold of the
 [7] President?
 [8] A In order to get ahold of the President, yes.
 [9] Q And what do you base that understanding on?
 [10] A She came with him from Washington when he was a
 [11] Congressman. So, she does a lot of things that are related
 [12] to political people. She'll place those calls. She also
 [13] places calls. I don't place calls. I don't really do the
 [14] secretarial functions.
 [15] Q So, it's a supposition on your part. But do you
 [16] ever recall any instance where you either were present when
 [17] Ms. Watkins placed a call to the White House to get the
 [18] President or told you she had, or anything like that?
 [19] A I don't recall any specific instance.
 [20] Q Do you know -- whether Ambassador Richardson places
 [21] the call himself, whether he has Ms. Watkins or whether he
 [22] has someone else do it -- do you know what number is used to
 [23] get ahold of the President at the White House?
 [24] A I don't know what number is used.
 [25] Q Okay.

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[1] MR. BIENERT: That's all we have. Thank you.
 [2] (Whereupon, at 12:55 p.m., the proceedings were
 [3] concluded.)
 [4] *****
 [5] CERTIFICATE OF COURT REPORTER - NOTARY PUBLIC
 [6] I, Elizabeth A. Eastman, the officer before whom
 [7] the foregoing deposition was taken, do hereby certify that
 [8] the witness whose testimony appears in the foregoing
 [9] deposition was duly sworn by me; that the testimony of said
 [10] witness was taken by me electronically and thereafter reduced
 [11] to typewriting by me; that said deposition is a true record
 [12] of the testimony given by said witness; that I am neither
 [13] counsel for, related to, nor employed by any of the parties
 [14] to the action in which this deposition was taken; and,
 [15] further, that I am not a relative or employee of any attorney
 [16] or counsel employed by the parties hereto, nor financially or
 [17] otherwise interested in the outcome of the action.
 [18]
 [19] NOTARY PUBLIC FOR THE
 [20] DISTRICT OF COLUMBIA
 [21] My Commission Expires:
 [22] July 31, 2000
 [23]
 [24]
 [25]

